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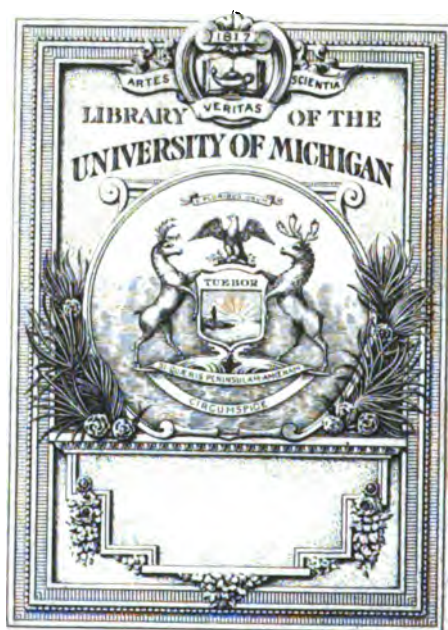
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JOURNAL
OF THE
A S S E M B L Y

OF THE
STATE OF NEW YORK:

AT THEIR
NINETY-SEVENTH SESSION.

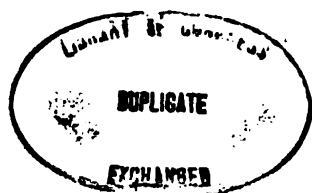
BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY, ON THE SIXTH
DAY OF JANUARY, 1874.

VOLUME I.



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1874.

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JOURNAL OF THE ASSEMBLY.

STATE OF NEW YORK:

ASSEMBLY CHAMBER, IN THE CITY OF ALBANY.

TUESDAY, JANUARY 6, 1874.

Pursuant to the sixth section of the tenth article of the Constitution of this State, the gentlemen whose names are given in the following list (with the exception of those marked with an asterisk) appeared in the Assembly chamber. The said list contains the names of the representatives elected to the Assembly in the several districts, for the current year, as certified by the Secretary of State, viz.:

County.	District.	Name.
Albany	1	Fred. Schifferdecker.
	2	Leopold C. G. Kshinka.
	3	Terrence J. Quinn.
	4	Waters W. Braman.
Allegany.....		Orrin T. Stacy.
Broome.....		George Sherwood.
Cattaraugus	1	Commodore P. Vedder.
	2	John Manley.
Cayuga	1	Leonard F. Hardy.
	2	Erastus H. Hussey.
Chautauqua	1	Francis B. Brewer.
	2	John D. Hiller.
Chemung		Edmund Miller.
Chenango		Harris H. Beecher.
Clinton		Smith M. Weed.
Columbia	1	Henry Lawrence.
	2	A. H. Farrar.
Cortland		George W. Phillips.
Delaware.....	1	Benjamin J. Bassett.
	2	Matthew Griffin.
Dutchess	1	James Mackin.
	2	Harvey G. Eastman.
Erie	1	Patrick Hanrahan.
	2	Joseph W. Smith.
	3	Franklin A. Alberger.
	4	John Nice.
	5	Robert B. Foote.
Essex.....		Gardner Pope.

County.	District.	Name.
Franklin.....		John P. Badger.
Fulton and Hamilton		John Sunderlin.
Genesee.....		Elbert Townsend.
Greene		Horatio S. Lockwood.
Herkimer		Warner Miller.
Jefferson	1	Elam Persons.
	2	Hugh Smith.
Kings	1	James F. Donahue.
	2	John J. Allen.
	3	Michael Caffey.
	4	Theodore N. Melvin.
	5	Eugene D. Berri.
	6	Jacob Worth.
	7	Stephen J. Colahan.
	8	George C. Bennett.
	9	John McGroarty.
Lewis.....		John Herrick.
Livingston		Jonathan B. Morey.
Madison	1	Edwin C. Philpot.
	2	Henry W. Carpenter.
Monroe	1	George A. Goss.
	2	George Taylor.
	3	Leonard Burritt.
Montgomery		Martin L. Stover.
New York	1	James Healey.
	2	William P. Kirk.
	3	James Hayes.
	4	James Ryan.
	5	Austin Leake.
	6	Matthew Patten.
	7	Alfred Wagstaff, Jr.
	8	George Scherman.
	9	George B. Deane, Jr.
	10	Louis C. Wachner.
	11	Knox McAfee.
	12	Francis Murray.
	13	Charles S. Spencer.
	14	James Daly.
	15	Joseph Blumenthal.
	16	Peter Woods.
	17	Andrew Blessing.
	18	Bernard Biglin.
	19	Thos. H. O'Callaghan.
	20	John D. Coughlin.
	21	Seat declared vacant by proclamation of Gov. John A. Dix. Dated December 26, 1873.
Niagara.....	1	Artemus W. Comstock.
	2	Orville C. Bordwell.
Oneida	1	George W. Chadwick.
	2	Arthur F. Brown.
	3	John J. Parry.

County.	District.	Name.
Oneida	4	Griffith O. Jones.
Onondaga	1	Thomas G. Alvord.
	2	George Barrow.
	3	Charles Simon.
Ontario	1	Stephen H. Hammond.
	2	Cyrillo S. Lincoln.
Orange	1	Augustus Denniston.
	2	Charles B. Wood.
Orleans		Elisha S. Whalen.
Oswego	1	George B. Sloan.
	2	Willard Johnson.
	3	Justin L. Bulkley.
Otsego	1	William H. Ely.
	2	Henry Thorp.
Putnam		Hamilton Fish, Jr.
Queens	1	L. Bradford Prince.
	2	James M. Oakley.
Rensselaer	1	William V. Cleary.
	2	Robert Dickson.
	3	Jacob M. Witbeck.
Richmond		Stephen D. Stephens, Jr.
Rockland		William R. Knapp.
St. Lawrence	1	Seth G. Pope.
	2	Dolphus S. Lynde.
	3	Jonah Sanford.
Saratoga	1	George West.
	2	George S. Batcheller.
Schenectady		Daniel P. McQueen.
Schoharie		John B. Hoag.
Schuyler		Harmon L. Gregory.
Seneca		William C. Hazelton.
Steuben	1	Stephen D. Shattuck.
	2	Charles F. Houghton.
Suffolk		Nathan D. Petty.
Sullivan		George M. Beebe.
Tioga		Jerome B. Landfield.
Tompkins		William L. Bostwick.
Ulster	1	Robert A. Snyder.
	2	Hector Abeel.
	3	John D. Winfield.
Warren		Austin W. Holden.
Washington	1	Alexander B. Law.
	2	Emerson E. Davis.
Wayne	1	Emory W. Gurnee.
	2	Henry M. Clark.
Westchester	1	William Cauldwell.
	2	Amherst Wight, Jr.
	3	James W. Husted.
Wyoming		Samuel W. Tewksbury.
Yates		George W. Spencer.

The members elect were called to order at eleven o'clock A. M., by John O'Donnell, Clerk of the last Assembly.

The proceedings were opened with prayer by Rev. Mr. McKean.

The Hon. Deidrich Willers, Jr., Secretary of State, administered to the members present the oath of office prescribed by the twelfth section of the Constitution of this State, and the said oath was thereupon subscribed by the members.

Mr. C. S. Spencer offered for the consideration of the House a resolution in the words following, to wit:

Resolved, That the House do now proceed to the election of a Speaker; that the roll of members be called by the Clerk, and that each member, as his name is called, rise in his place and openly name his choice for such officer; and that, after the election of Speaker, we proceed to the election of a Clerk and Sergeant-at-arms in the same manner.

The Clerk put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Clerk then proceeded to call the roll of members, whereupon each member, as his name was called, rose in his place and nominated as follows:

FOR JAMES W. HUSTED.

Alberger	Chadwick	Law	Sanford
Allen	Clark	Leake	Scherman
Alvord	Comstock	Lincoln	Schifferdecker
Badger	Deane	Lockwood	Sherwood
Barrow	Denniston	Lynde	Sloan
Bassett	Dickson	Manley	H. Smith
Batcheller	Eastman	McAfee	Snyder
Beecher	Farrar	McQueen	C. S. Spencer
Bennett	Fish	W. Miller	Stacy
Berri	Foots	Morey	Stover
Biglin	Goss	Nice	Sunderlin
Bordwell	Gregory	Parry	Tewksbury
Bostwick	Griffin	Persons	Townsend
Braman	Hardy	Petty	Vedder
Brewer	Hiller	Phillips	West
Brown	Houghton	Philpot	Whalen
Bulkley	Hussey	S. G. Pope	Wight
Burritt	Jones	Prince	Worth
Carpenter	Landfield		

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FOR SMITH M. WEED.

Abeel	Hammond	Mackin	Simon
Beebe	Hanrahan	McGroarty	J. W. Smith
Blessing	Hayes	Melvin	G. W. Spencer
Blumenthal	Hazelton	E. Miller	Stephens
Caffey	Healey	Murray	Taylor
Cauldwell	Hoag	Oakley	Thorp
Cleary	Holden	O'Callaghan	Wachner
Colahan	Johnson	Patten	Wagstaff
Coughlin	Kirk	G. Pope	Whitbeck
Daly	Knapp	Quinn	Winfield
Donahue	Kshinka	Ryan	C. B. Wood
Ely	Lawrence	Shattuck	P. Woods
Gurnee			

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James W. Husted having received a majority of all the votes given, the Clerk declared him duly elected Speaker.

The Clerk appointed Messrs. Prince and Weed a committee to conduct the Speaker to the chair.

Upon taking the chair the Speaker arose and addressed the House as follows:

Gentlemen of the Assembly: For the honor and the expression of confidence contained in the vote just announced, I beg you to accept my heartfelt thanks.

With your co-operation and support, upon which I confidently rely, I shall seek to discharge the duties of Speaker with fidelity, courtesy and impartiality, and in such a manner that the efforts of the Chair within their legitimate sphere, harmonizing with the broader action of the House, shall conduce to results which will be just in themselves and command the approval of those we represent.

Our labors will be watched by four millions of people whose great interests they deeply affect. We shall be judged, as we ought to be judged, by the character and influence of what we do in the session before us, and with the faithful fulfillment of all our obligations as legislators, we may be as ready to invite as our constituents to apply that one true rule of public judgment. A short session with the prompt yet deliberate dispatch of necessary business and distinguished by pure, just and frugal legislation, passed in the interests of the whole people, is the paramount object to be kept constantly in view. To complete our labors within the hundred days contemplated by the Constitution demands our best efforts. As contributing to this end and as eminently salutary in itself, the enactment of laws conferring special franchises and privileges upon individuals or corporations, of acts framed in the interest of monopolies and of all kinds of special legislation should, so far as practicable, be studiously avoided. Our work should be directed to public and not to private ends.

Among the subjects requiring action at your hands are the proposed amendments to the Constitution. Having already passed one Legislature and received very wide and general sanction, they will doubtless commend themselves to your approval. If they are well adapted to our government in the future, they are equally fitted, so far as applicable, for our guidance in the present, and we may at least carry out their elevated spirit in restricting the scope of special legislation, and accomplishing legitimate public objects chiefly by general laws.

The interests of our great State are vast, complex and multiplied. Foremost among them, and closely identified with each other, are the protection of her agricultural and industrial elements, and the development of her splendid commerce. To preserve her commercial supremacy requires the best wisdom of her representatives. Competitors are pressing forward with their enterprises, and thus equally vital to supply the demands of her own citizens, and to maintain the carrying trade of the nation is the necessity of such increased facilities as will assure rapid transportation at equitable rates.

In order at once to promote this object and to relieve the people from taxation for canal purposes, the last Legislature proposed an amendment to the Constitution providing for the funding of the canal debt.

This subject of internal commerce, with its various aspects, will again demand our attention, and in harmony with the same general

policy we shall be expected to respond to that just public sentiment which asks for the correction of corporate mismanagement and abuses.

Thus fulfilling our obligations we shall have the consciousness of deserving, as, relying upon a stern but just public sense, we shall have the assurance of receiving the approbation of our constituents.

Keeping before us the highest standard of duty and bearing in mind that every act makes a factor in the complete impression we should so labor that when our trust is returned to those who gave it, it will meet with the plaudit of well done. Our purpose and our work will be measured by the results, and from that test no legislator should shrink.

The House then proceeded, in the same manner, to the election of Clerk, with the following result :

FOR JOHN O'DONNELL.

Alberger	Clark	Leake	Scherman
Allen	Comstock	Lincoln	Schifferdecker
Badger	Deane	Lockwood	Sherwood
Barrow	Denniston	Lynde	Sloan
Bassett	Dickson	Manley	H. Smith
Batcheller	Eastman	McAfee	Snyder
Beecher	Farrar	McQueen	Speaker
Bennett	Fish	W. Miller	C. S. Spencer
Berri	Foote	Morey	Stacy
Biglin	Goss	Nice	Stover
Bordwell	Gregory	Parry	Sunderlin
Bostwick	Griffin	Persons	Tewksbury
Braman	Hardy	Petty	Townsend
Brewer	Hiller	Phillips	Vedder
Brown	Houghton	Philpot	West
Bulkley	Hussey	S. G. Pope	Whalen
Burritt	Jones	Prince	Wight
Carpenter	Landfield	Sanford	Worth
Chadwick	Law		

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FOR JAMES McCONNELL.

Abeel	Hammond	Mackin	Simon
Beebe	Hanrahan	McGroarty	J. W. Smith
Blessing	Hayes	Melvin	G. W. Spencer
Blumenthal	Hazelton	E. Miller	Stephens
Caffey	Healey	Murray	Taylor
Cauldwell	Hoag	Oakley	Wachner
Cleary	Holden	O'Callaghan	Wagstaff
Colahan	Johnson	Patten	Weed
Coughlin	Kirk	G. Pope	Winfield
Daly	Knapp	Quinn	C. B. Wood
Donahue	Kshinka	Ryan	P. Woods
Gurnee	Lawrence	Shattuck	

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Mr. John O'Donnell having received a majority of all the votes given, was declared elected Clerk of the Assembly.

The oath of office was then administered to him by the Speaker.

Mr. Lincoln offered for the consideration of the House a resolution in the words following :

Resolved, That Frederick C. Fisk be and he is hereby duly elected sergeant-at-arms of this House for the current year.

Mr. Beebe moved to amend said resolution by striking out "Frederick C. Fisk" and inserting in lieu thereof "J. Stanley Brown."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Frederick C. Fisk was thereupon declared duly elected sergeant-at-arms.

The oath of office was then administered to him by the Speaker.

Mr. Goss offered for the consideration of the House a resolution in the words following:

Resolved, That Eugene L. Demers be and he is hereby duly elected doorkeeper of this House for the current year.

Mr. Beebe moved to amend said resolution by striking out "Eugene L. Demers" and inserting "Edward Reilley" in lieu thereof.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Eugene L. Demers was thereupon declared duly elected doorkeeper.

Mr. Lincoln offered for the consideration of the House a resolution in the words following:

Resolved, That James Hogan be and he is hereby duly elected first assistant doorkeeper of this House for the current year.

Mr. Beebe moved to amend said resolution by striking out "James Hogan" and inserting "William Landon" in lieu thereof.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. James Hogan was thereupon declared duly elected first assistant doorkeeper.

Mr. Denniston offered for the consideration of the House a resolution in the words following:

Resolved, That Michael Maher be and he is hereby duly elected second assistant doorkeeper of this House for the current year.

Mr. Beebe moved to amend said resolution by striking out "Michael Maher" and inserting "Martin Wymer" in lieu thereof.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Michael Maher was thereupon declared duly elected second assistant doorkeeper.

On motion of Mr. Sloan,

Resolved, That Worden E. Payne be and he is hereby duly elected stenographer of this House for the current year.

Eugene L. Demers, James Hogan, Michael Maher, and Worden E. Payne then appeared before the desk and the oath of office was administered to them by the Speaker.

On motion of Mr. Prince,

Resolved, That a committee of two be appointed by the Speaker to wait upon His Excellency the Governor and inform him that the House is now organized and ready to proceed to business.

Mr. Speaker appointed Messrs. Prince and Beebe as such committee.

On motion of Mr. Eastman,

Resolved, That a committee of two be appointed by the Speaker to wait upon the honorable the Senate and inform that body that the House is now organized and ready to proceed to business.

Mr. Speaker appointed Messrs. Eastman and Weed as such committee.

Senators Lowery and Parmenter, a committee from the Senate, appeared in the Assembly chamber and announced that the Senate was organized and ready to proceed to business.

Mr. Prince, from the committee appointed to wait upon the Governor, reported that His Excellency would in a short time communicate with the Assembly by message.

On motion of Mr. Braman,

Resolved, That the Clerk be directed to invite the clergy of the city of Albany to attend and open the daily sessions of this House with prayer.

On motion of Mr. Vedder,

Resolved, That a committee of two be appointed by the Speaker to examine the ballots to be used in drawing seats, and compare them with the list of members.

Mr. Speaker appointed Messrs. Vedder and Hayes as such committee.

On motion of Mr. Sloan,

Resolved, That the librarian be requested to take charge of the Assembly library until the Clerk is prepared to appoint such officer.

On motion of Mr. Phillips,

Resolved, That it is the sense of this Assembly that no compensation should be allowed any of its officers or employees in excess of the amount fixed by law.

Mr. Phillips offered for the consideration of the House a resolution in the words following :

Resolved, That the Speaker and Clerk of this Assembly be respectfully requested to appoint no more officers than is absolutely necessary for a prompt and efficient transaction of the business of the House.

On motion of Mr. C. S. Spencer, said resolution was laid upon the table.

Mr. Lincoln offered for the consideration of the House a resolution in the words following :

Resolved, That the rules of the last Assembly be and they are hereby adopted for the government of this body until otherwise ordered ; and that a select committee of five be appointed to whom they shall be referred to make such revision thereof as they shall deem advisable, and that they report such revision to the House.

Debate arising thereon,

Ordered, That said resolution be laid upon the table.

Mr. Eastman, from the committee appointed to wait upon the Senate, reported that they had performed that duty.

On motion of Mr. Prince the rules of the last Assembly were adopted as the rules of this body until otherwise ordered.

On motion of Mr. Schifferdecker,

Resolved, That the Clerk be authorized to make the usual contract with the postmaster of Albany for the transmission of papers and documents, the postage of which shall not exceed thirty cents each ; and that

he be authorized to send by express, packages where the charges exceed that sum.

The Private Secretary of His Excellency the Governor then appeared in the Assembly chamber and presented a communication from him, in words following :

EXECUTIVE CHAMBER,
ALBANY, January 6, 1874. }

To the Legislature :

At the close of another year of uninterrupted health, prosperity, abundance and peace, the fervent expression of our thankfulness is due to Almighty God for these signal manifestations of His favor. While in portions of our sister states a destructive pestilence has desolated hundreds of households, our own have been mercifully spared. Though the friendly relations of the United States with a European power were for a time endangered by an infringement of our international rights, the peril has been happily averted by a combination of firmness and forbearance, which always becomes a powerful government; and there is ground for hope that the ancient nation, which, with a less prudent bearing on our part, might now have been at war with us, may occupy, on the other side of the Atlantic, sustained by our sympathy and kind offices, the same position, which we hold in the western hemisphere, as a representative of free institutions.

It would be a source of heartfelt satisfaction to us if we could say unreservedly that we had responded to this exemption from domestic and national evils by a more devoted discharge of our social duties, a more cheerful submission to the laws, and a more studious fulfillment of our obligations to the public and to each other. In all these respects I fear a review of the past will disclose much which will need your most thoughtful deliberation, with a view to provide such remedies as may be within your constitutional powers.

The condition of the state is, nevertheless, under most of its aspects, exceedingly gratifying. Our debt is comparatively small; it may, with proper economy, within a few years be entirely paid; and in that case we shall stand in marked and commendable contrast with other states and municipalities, which are heavily burdened with pecuniary liabilities. Our colleges, academies and schools are flourishing, our charitable institutions in general well managed, our laws enforced with renewed vigor, and great criminals brought to speedy and exemplary punishment. The reports of the officers in charge of the different departments of the government will present to you in full the details, of which I proceed to give a summary.

RECEIPTS AND EXPENDITURES.

The receipts into and payments from the treasury, on account of all the funds, except the canal and free school funds, for the fiscal year ending September 30th, 1873, were as follows :

Receipts.....	\$16,803,188 24
Payments	14,371,737 63

Balance in the treasury, September 30th, 1873	\$2,431,450 61
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No deduction from this amount has been made on account of the defalcation in the state treasury, subsequently discovered.

STATE DEBT.

The following statement shows the amount of the state debt on the 30th September, 1873, after deducting the unapplied balances of the sinking funds at that date.

	Debt September 30th, 1873.	Balance of sinking funds, September 30th, 1873.	Balance of debt after applying sink- ing funds.
General fund.	\$3,968,528 40	\$4,244,400 39
Contingent	68,000 00	30,187 21	\$37,812 79
Canal	11,352,883 00	1,530,241 21	9,822,638 79
Bounty	21,121,000 00	9,790,072 24	11,330,927 76
	<u>\$36,580,406 40</u>	<u>\$15,594,901 05</u>	<u>\$21,191,379 34</u>

The general fund debt sinking fund includes \$1,500,000, received since the close of the fiscal year, and from the bounty debt sinking fund, the interest accrued to October 1st, 1873, payable January 1st, 1874, has been deducted.

The entire funded debt of the state on the 30th

September, 1872, after deducting unapplied bal-
ances of sinking funds, amounted to \$25,386,725 84

On the 30th September, 1873, the entire funded
debt of the state, after a like deduction, amounted to 21,191,379 34

Showing a reduction of the debt of \$4,195,346 50

This reduction of the state debt is apparent only—not real, as the redemptions of stock, which fell due in the year 1873, were provided for by new loans. The stock outstanding on the 30th September, 1873, and to be hereafter redeemed, is, therefore, only a few hundred thousand dollars less than on the 30th September, 1872.

REDEMPTION OF THE STATE DEBT.

The following amounts of the canal state debt fell
due in 1873:

January 1st	\$847,500 00
July 1st	2,328,000 00
November 1st	1,974,600 00
	<u><u>\$5,150,100 00</u></u>

Provision was made for the redemption of this portion of the state debt by deficiency loans, under section 3, article 7 of the constitution.

TAXES.

The state tax levy for the current year amounted to 6 ²⁵/₁₀₀ mills. The total amount of the tax will be \$14,800,903.38—about five millions less than the amount levied during the preceding fiscal year.

SALT SPRINGS.

The quantity of salt from the Onondaga Salt Springs, inspected during the last fiscal year, was 7,959,172 bushels — less by 40,627 bushels than the production of the preceding year. The net revenue from this source was \$21,765.75, showing a falling off as compared with the preceding year of \$12,856.37.

STATE PRISONS.

The following statement shows the expenditures and earnings of each of the prisons, for the year ending September 30th, 1873 :

	Advances from the Treasury.	Received from earnings.	Excess of expenditures.
Auburn	\$213,178 72	\$123,214 78	\$84,968 94
Clinton	331,480 66	129,095 61	202,385 05
Sing Sing	372,856 74	96,896 68	275,970 06
Miscellaneous expenditures not distributed, including \$20,066.71 for transportation of convicts.....			33,970 01
	\$917,516 12	\$354,197 07	\$567,299 06

The Clinton Prison report shows items of stock on hand, and unpaid accounts for the last fiscal year, amounting to \$153,043.42, and that of Sing Sing \$31,000.38 of unpaid accounts.

These items and accounts are a virtual reduction of the foregoing deficiency. It is believed that the present fiscal year will show a further reduction, as two of the prisons were turned over to the present wardens almost wholly destitute of supplies of all kinds.

COMMON SCHOOLS.

The following statement shows the condition of the public schools and the operation of the common-school system for the year ending September 30, 1873 :

Total receipts, including balance on hand September 30, 1872	\$12,089,168 98
Total expenditures for the year	10,946,230 82
Amount paid for teachers' wages.	7,417,179 59
Amount paid for school-houses, repairs, furniture, etc. .	1,991,932 32
Estimated value of school-houses and sites	27,070,310 00
Total number of school-houses	11,735
Number of school districts (exclusive of cities)	11,325
Number of teachers employed at the same time for the full legal term of school	18,268
Number of teachers employed during any portion of the year	29,491
Number of children attending the public schools ...	1,030,360
Number of pupils attending the normal schools	6,535
Number of children of school age attending private schools	130,096
Number of volumes in school district libraries	858,315
Number of persons in the state between the ages of 5 and 21 years	1,545,260

COLLEGES AND ACADEMIES.

From the reports of the regents of the university, which will be made to you, it will be seen that the condition of the colleges and academies is, in all respects, satisfactory. In the former the course of instruction is constantly adapting itself to the requirements of the age. While disciplinary and classical studies have never been more thoroughly pursued, subjects which are regarded as more closely related to the practical affairs of life, are receiving increased attention. The number of students during the past year was very considerably in excess of that of the preceding. In all that gives character and power to this class of institutions, the colleges of New York will compare favorably with those of any other state.

The number of colleges in the state is as follows: literary, 22; medical, 13; law schools, 5.

In the academies a system of examinations instituted by the regents several years since, greatly reduced the number of scholars on which the distribution of the public moneys appropriated to these institutions is made. The reports of the last year show an increase in the number of such scholars of nearly twenty per cent over the previous year; an increase most gratifying, because it exhibits the salutary influence of higher requirements in scholarship. The regents are confident that this influence will continue to strengthen and extend, making itself very sensibly felt in the common schools as well as in the academies. The increased appropriations lately made to these institutions are greatly stimulating the work of both teachers and scholars in all departments of instruction. They are specially felt in the classes for the preparation of teachers of the common schools, there being an increase of at least thirty per cent in the number of such teachers now under training, as compared with former years.

This result is regarded by the regents as most encouraging; for with all that is done in the normal schools, the academies must continue to a great extent to furnish the teachers for the common schools, especially in the rural districts. Whatever is done to elevate and improve the institutions, in which these teachers are trained, will tend directly and positively to advance the schools in which they teach.

The range of subjects taught in the academies is wide, and in the character of the instruction and the apparatus provided for the illustration of science, many of these institutions are fully equal to the colleges of a few years ago.

The number of academies and academical departments of union schools under the visitation of the regents is 210.

STATE LIBRARY.

The state library, both in its general and its law departments, has been augmented to the full extent of the means at the disposal of the trustees. More than twenty-eight hundred volumes have been added to it during the past year. The annual appropriation, not

increased for many years, is quite inadequate to its wants, especially in view of the largely increased cost of books. It is believed to be worthy of continued and enlarged support. The whole number of volumes on its shelves is 90,844.

The state museum of natural history under the management of Professor Hall, is in an excellent condition, and most valuable contributions are made through it to the departments of science, which it illustrates.

MILITIA.

The National Guard consists of eight divisions and 20 brigades, distributed as follows, viz.: One regiment, one battalion and nine separate troops of cavalry; 12 batteries of artillery, 31 regiments, 12 battalions and three detached companies of infantry, making an aggregate force of 23,360.

During the last year two regiments of infantry have been disbanded and mustered out of service, six regiments of infantry have been reduced to battalions, and one regiment has been re-organized.

During the same period six arsenals, which had become entirely useless, have been sold, producing \$25,550, of which \$22,850 have been paid into the treasury, and \$2,700 refunded to the village of Dunkirk and the city of Ogdensburg, from which the sites of two of the buildings were obtained.

At the commencement of my administration I found that no system of proper accountability for arms, ammunition, and munitions of war existed. There were no reliable inventories of the property contained in the arsenals, and therefore no means of ascertaining from time to time whether it was faithfully preserved. This radical defect has been remedied. Complete inventories of the contents of all the arsenals have been prepared, the commissary general of ordnance has been made responsible for them, and whenever a change takes place hereafter in the incumbent, the successor will be required to receipt for them. The same system of accountability is applied to the commanders of regiments who are required to give bonds for the safe-keeping of the arms and other property in their charge. In the progress of the inquiries set on foot to ascertain where such property was to be found, large quantities of arms and munitions were discovered outside of arsenals and of military organizations, amounting to over \$9,000 in value. Unserviceable property to the amount of \$7,283.90 has been sold, and about the same amount is on hand for sale. The force in the arsenals has been reduced by the discharge of superfluous employes, and a saving of \$5,616.44 per annum has been effected. The accomplishment of these reforms has been most efficiently carried out by the adjutant general aided by the commissary general of ordnance.

A system of thorough inspection has been introduced with very beneficial results by the inspector general, and the National Guard is believed to be better organized, disciplined and prepared for active service than it has been at any previous time.

On the 9th of January last the sum of \$192,650.31 was received from the federal government on account of the war claims of the

state, and on the 19th March a further sum of \$107,498.08, in all \$300,148.39. The account presented by the state shows a balance of \$1,209,286.11 still due. This amount includes \$131,188.02 on account of interest on comptroller's bonds, which cannot be paid without an act of congress, and also an installment not yet examined of \$341,580.10. The remainder, \$736,507.99, is made up of disallowed and suspended items, of which probably not more than a third will be obtained.

TRUST COMPANIES.

Some legislation is desirable for the regulation of that class of moneyed corporations known as trust, loan and indemnity, guarantee, and safe deposit companies.

Banks of discount and deposit and savings banks have a general system by which each class is regulated, and no reason is perceived why the corporations referred to should not be placed under a similar system, the provisions of which shall be uniform. The last-named institutions have, as a general rule, greater powers than the former, under less restriction, with no uniform external supervision, and with equal liability to hazardous risks and ultimate loss. Your consideration is respectfully called to the propriety of passing a general law applicable to all institutions of this class now in operation and requiring any which may be hereafter created to conform to it.

The New York Loan and Indemnity Company, in the published announcement of its powers and purposes, makes the fact conspicuous that it is "fully prepared to carry on a general banking business." It is not doubted that others are engaged in the same transactions, and yet they are, to a great extent, free from the operation of those laws, to which it is the policy of the state to subject other moneyed institutions as custodians of the funds of the citizens of the state in order to protect the people from loss through mismanagement and fraud. The demand for these charters seems to be increasing, while our legislation, in regard to them, is inharmonious with itself and with the principles which have been deemed sound in respect to institutions of this character. One company is under the supervision of the state comptroller, another, in a certain sense, of the bank superintendent, while a third is the ward of the supreme court. These anomalies should be corrected by the adoption of a uniform system of accountability.

BANKS.

On the first day of October last, eighty banks were doing business under the laws of the state.

During the fiscal year, circulating notes to the amount of \$20,972 were destroyed by the bank department. One hundred and fifteen banks were credited with lost circulation to the amount, in all, of \$480,913, the time for redeeming the same, after the usual legal notice, having expired.

The amount of circulation outstanding, including that of incorporated banks, banking associations and individual bankers, was, on the first of October last, \$1,400,116.50. Of this amount, the sum of \$656,240 was secured by deposits of cash, stocks, or stocks and

mortgages. The residue, being circulation issued prior to the passage of the general banking law, is not secured by any deposit in the bank department.

There were forty-one banks incorporated prior to the enactment of the general banking law, that had not, on the 22nd of May last, the date of an act to provide for their final closing, taken any steps toward such closing. Twelve of these have since given notice of final closing under the provisions of that act.

During the fiscal year one bank discontinued business, and thirteen were organized, eleven of which commenced business. Six of these latter were changed from banks organized under the national banking laws.

SAVINGS BANKS.

There were on the 1st of July last, 152 savings banks reporting to the bank department (three of which are closing), with assets aggregating \$314,755,770.

The increase in assets during the six months ended July 1, 1873, amounted to \$9,425,439. The number of persons having deposits in these institutions, was, according to the number of open accounts on the 1st day of January, 1873, 822,642, being an increase of 45,942 deposits during the year then ended.

In my annual message in January last, it was recommended that a general law should be passed defining the powers of savings banks and repealing all special privileges in existing charters inconsistent with it. It was also suggested that the amount which any one individual should be allowed to deposit, should be limited. These suggestions are renewed with the further recommendation that these institutions should not be allowed to pay more than five per cent interest on deposits. These deposits exceed \$300,000,000, and the interests involved are so serious that the subject is one of the most important that can engage the attention of the legislature. The primary consideration is safety, and this can only be secured by the very best investments and by a moderate rate of interest to depositors. Five per cent is believed to be the maximum which these institutions can afford to pay, if sound rules are applied to their transactions.

It is also recommended that no director or officer of a savings bank shall be a director or officer of any bank of discount in which its moneys are deposited. Institutions of both classes are in some instances under the same management, and there is always danger that moneys which are deposited with the former, and required to be invested in permanent securities, may enter into the ordinary business of the latter and be loaned out on discounted notes in violation of the requirements of the law. The former are established for the benefit of persons in moderate circumstances, and every possible precaution should be taken to secure the accomplishment of the object of their creation.

INSURANCE DEPARTMENT.

The number of insurance companies subject to the supervision of the Insurance Department was, on the 31st day of December, 1873, 271, as follows:

New York joint-stock fire insurance companies	99
New York mutual insurance companies	7
New York marine insurance companies	9
New York life insurance companies	28
Fire insurance companies of other states	83
Life insurance companies of other states	28
Casualty insurance companies of other states	3
Foreign insurance companies	14
Total	<u>271</u>

The total amount of stocks and mortgages held by the department for the protection of policy-holders of life and casualty insurance companies of this state and of foreign insurance companies doing business within it, was \$9,480,046, as follows:

For protection of policy-holders, generally in life insurance companies of this state.....	\$3,715,199
For protection of registered policy-holders exclusively..	3,033,847
For protection of casualty policy-holders exclusively ..	1,000
For protection of fire policy-holders in insurance companies of other states.....	30,000
For protection of fire policy-holders in foreign insurance companies	2,397,000
For protection of life policy-holders in foreign insurance companies.....	303,000
Total deposit.....	<u>\$9,480,046</u>

QUARANTINE.

During the year, eighty-three vessels have been detained in quarantine on account of sickness which had occurred on board while in port or on their passage to New York.

On twenty-five vessels thirty-two cases of small-pox occurred, exposing to the infection in a greater or less degree 14,795 persons who were on board. Thirty-seven vessels had yellow fever on board, and sixty-two cases of this disease, of which thirteen were fatal, were received and treated in Dix Island Hospital. Seventeen vessels arrived in which ship-fever had occurred at the time of arrival. From these, seventeen persons were removed to hospital with fever, the number exposed to the disease being 12,024. Four vessels arrived on which there were seventeen cases of cholera, of which nine were sent to hospital and one was fatal after arrival. On these vessels were 2,872 persons. During the quarantine season 1,391 vessels arrived and were examined from ports suspected or known to be infected with yellow fever, and one hundred and ninety were detained for observation: of these one hundred and twelve were required to discharge the whole or a part of their cargoes before being permitted to pass quarantine. These vessels were from Havana, Sagua la Grande, Matanzas, New Orleans, and one from Rio Janeiro. The business operations pertaining to these dis-

charges of cargo were, as last year, left in the hands of owners subject to necessary sanitary control. Although then an experiment, the success of this system for two years, and especially during the last summer, proves it to be practicable and safe. The malignant type of yellow fever of the past season and the epidemic cholera from northern Europe, none of which reached the city through quarantine, have shown that the system can safely be followed in the future. Twenty-two licenses to work in quarantine have been issued during the season to the various firms of lightermen, stevedores, coopers and cleaners who have applied for them, thus relieving the great hardship so much complained of by merchants and shippers previously to the administration of quarantine by the present health officer; and business operations are now, for the first time, left in the management of those on whom it devolves to pay the expenses incident to them. Although during the past summer there has been an unusually large number of vessels lightened for sanitary reasons, there is under the present system no complaint, and it is a matter of congratulation, that after so many years of unseemly contention between the citizens of New York and the health authorities of the port, necessary sanitary restrictions are now enforced with the consent and approval of the commercial classes.

BOARD OF HEALTH OF THE CITY OF NEW YORK.

In order to carry out the measures necessary for the preservation of the public health in the city of New York, it is indispensable that the authority of the board of health should be extended over the waters of the harbor and bay within the quarantine limits. The health officer of the port is a member of the board, and should be empowered to execute its orders upon the waters surrounding the city in the same manner as the police carry its directions into effect upon the land. He has a steamer at his command and may do so without any additional expense to the state. When the bodies of dead animals and other nuisances have been removed beyond the city limits, they are often left floating in full view, upon the waters of the harbor, or land upon the shores of the lower bay, and are not only a source of annoyance, but quite as dangerous as other evils, which the organization of the board of health was designed to prevent and remove.

Your interposition may also be needed to supply some defects and omissions in regard to the powers and duties of the board, in the act passed at the last session of the legislature for re-organizing the city government.

EMIGRATION.

The number of emigrants from foreign countries, who arrived at New York during the year 1872, was 294,581. The number in 1873 was 266,010; a falling off of 28,571.

The commissioners state that, in consequence of the prevailing stagnation in business, a much larger number has been thrown upon them for support, and that without an increase of the head money

they cannot pay the necessary expenses of their establishments. I believe they have made every possible effort to bring these expenditures within their means, and the statements which will be laid before you, are respectfully commended to your favorable consideration.

INSANE.

Statement showing the number and situation of the insane of the state on the 1st of January, 1872, according to reports on file in the office of the State Board of Charities:

	Male.	Female.	Total
In the custody of friends	762	820	1,582
In the state institutions.....	439	654	1,093
In private institutions	121	191	312
In city asylums and city alms-houses.....	841	1,392	2,233
In county asylums and county poor-houses	588	731	1,319
In institutions of other states.....	86	75	161
In the asylum for insane criminals, Auburn....	70	5	75
Total	2,907	3,868	6,775

The information relating to insane in the "custody of friends" was obtained from physicians in the various cities and towns. The officers of the various public and private institutions furnished the information relating to this class in their respective charge.

The board are now engaged in collecting information in regard to pauper and destitute children as provided by section 7 of chapter 571 of the Laws of 1873. Returns have been received from nearly all the institutions by which they are supported, and the results will be presented to you in tabular form.

STATE PARKS.

Near the close of the last session of the legislature, the commissioners of state parks made their first annual report, in conformity to a direction "to inquire into the expediency of providing for vesting in the state the title to the timbered regions lying within the counties of Lewis, Essex, Clinton, Franklin, St. Lawrence, Herkimer and Hamilton, and converting the same into a public park."

Their report contains important views and suggestions in regard to the preservation of the forests in this mountainous district for the supply of water and timber.

They came to no conclusion in regard to the main object of their inquiry, but recommend, until the question can be further considered and decided, that the wild lands now owned and held by the state be retained.

SINKING FUNDS.

In my annual message to the legislature in January last, allusion was made to the duty of preserving inviolate the sinking funds pledged for the payment of the interest and the redemption of the principal of the state debts. By the constitution of the state these funds are required to be "sacredly applied" to that purpose. Any diversion of the moneys belonging to them to other purposes is a clear violation

of this requirement and an act of bad faith to the public creditors, who have made loans to the state on the pledge of these funds for their re-payment. Yet the legislature in past years has authorized the application of these moneys to the expenses of the government; and on the 30th of September, 1872, the greater part of the \$11,000,000 then belonging to the general, contingent, canal and bounty fund sinking funds had been used for other purposes. The comptroller has taken measures to redress this violation of the faith of the state, by investing these funds in permanent securities. On the 30th September, 1872, the whole amount so invested was only \$871,244.09. The amount on the 30th September, 1873, was \$2,328,903.65, and a further addition of about \$900,000 has since been made. The residue of the moneys belonging to these funds will be invested in like manner, as rapidly as the receipts into the treasury, applicable to the purpose, are realized. It is now represented by deficiencies, bank deposits and unpaid taxes.

PAYMENT OF STATE TAXES.

By chapter 760 of the Laws of 1873, it was provided that every county should "pay its quota of state taxes into the state treasury, the one-half on or before the fifteenth day of April, and the other half on or before the first day of May, in each and every year thereafter."

The object of this provision was to secure to the state the payment of the taxes raised in the several counties in time to meet appropriations made by the legislature for the expenses of government. This requirement is not obeyed. In a number of counties the treasurers during the last year retained over \$100,000 each for several months after the last day appointed for paying it into the state treasury, having loaned it to the banks in their neighborhood at interest, thus using the public money, in flagrant violation of law, for their own pecuniary benefit. Indeed, it is a common practice on the part of county treasurers to loan at interest, after the time fixed for paying it to the state, moneys collected from the tax payers, thus making a profit out of a breach of their trust. The money thus collected is the property of the state from the day the law requires it to be paid into the treasury; and the retention of it beyond that day by a treasurer, is not only a virtual conversion of public money to his own use, and in that respect a gross official abuse in fraud of the law, but it is a great inconvenience to the state treasury by withholding the means of satisfying legal demands against it, and an injustice to parties, whose claims the legislature has provided for, by postponing the payments to which they are entitled.

This abuse should be remedied by a legislative act. It is a greater offence than many others which are declared to be misdemeanors, and there is quite as much reason that it should be punished by fine and imprisonment. The counties have a deep interest as well as the state in having their taxes promptly paid over after collection, as the chance of defalcation on the part of their treasurers is always increased when the public moneys in the hands of the latter are used, even temporarily, for private profit. Besides, it is very unjust and a great hard-

ship to the tax payers to compel them to pay promptly, and then to allow the money collected from them to be used by the county treasurers and the banks for their own benefit for months after the time the law requires it to be paid over to the state. It is still more unjust to them when it is considered that for want of the moneys thus withheld, the comptroller is sometimes obliged to borrow at 7 per cent interest to meet the current expenses of the government, and the interest thus paid becomes a new burden on the tax payers.

When these moneys are loaned to the banks, the latter loan them to their customers; and when the comptroller calls for their payment, months after the time fixed for the purpose, it is not an uncommon occurrence for the defaulting treasurers and the banks, which are parties to their delinquency, to beset him with pressing letters urging him to grant them further time to pay over public moneys withheld from the treasury in fraud of the law. The taxes in a majority of the counties are promptly paid over; the same punctuality should be exacted from all; and if the law is not voluntarily obeyed, its execution should be enforced by suitable penalties. A conformity to it would, no doubt, be aided by making it the imperative duty of the comptroller to charge ten per cent interest on all moneys received by county treasurers from taxes for state purposes and withheld by them after the day fixed for payment into the state treasury.

DEFALCATION IN THE STATE TREASURY.

It is my painful duty to call your attention to a defalcation in the office of the state treasurer by a fraudulent abstraction of the public moneys to the amount of \$304,957.91 by Charles H. Phelps, one of the clerks in the office, to whom the chief management of its affairs seems to have been confided, under the title of cashier. This title is wholly unknown to the law, was assumed without any proper authority, and has been kept up under a practice of long standing.

When this defalcation became known, believing it to be my duty to cause the most thorough investigation to be made of the condition of the office, Mr. W. E. Warren, of the city of New York, an experienced auditor and accountant, was employed by me for the purpose, and his report will be transmitted to you at an early day. It shows that the whole amount of the moneys stolen by the nominal cashier was taken during the months of August and September, 1873, and that the fraud in applying the money to his own use was attempted to be covered up by false entries in the books of the office. There is no doubt that the defalcation is due, in a great degree, to the unwarrantable confidence reposed in him by the treasurer and his deputy. The former was absent from his office much of his time, and the latter, in the absence of his principal, seems to have surrendered the whole control of its affairs to the defaulting clerk, and to have endorsed drafts for a large amount of the moneys abstracted payable to the order of a pretended cashier of a private banking house in the city of New York of very questionable character, and he is unable to say whether the

endorsements were filled up or signed in blank. It is proper to add that there is not the slightest ground for impeaching the integrity of the treasurer, or deputy, or any other subordinate in the office except the defaulting clerk. But there is no doubt the defalcation would have been prevented if the treasurer had been at his post and given to his duties the attention the state has a right to exact from the custodian of its treasure. In absenting himself for a considerable portion of his time he has but followed the example of his immediate predecessors and left the duties of his office (including the receipt and custody of millions of dollars) to be discharged by his deputy and clerks. He should be required by law to reside in Albany and to attend personally to his responsible duties.

The constitution authorizes the governor to remove the treasurer for any "violation of his duty." In a matter involving the reputation of a public officer, it was right in my judgment, that this provision should be construed strictly and that the power of removal should not be exercised unless some duty expressly enjoined by law had been omitted, or some act expressly forbidden had been committed. Under this provision thus interpreted it did not appear to me that a case had arisen to warrant the extreme measure referred to.

Several years ago a smaller defalcation occurred in this department. The deficiency was made up by taxation; and it will be necessary to lay another burden on the tax payers to make up a new deficiency by authorizing a tax for the purpose.

The comptroller and treasurer have adopted new safeguards by a more frequent inspection and comparison of the books of their respective offices; but absolute security from a fraudulent abstraction of the public funds can only be secured by the personal integrity of those who are concerned in their receipt and disbursement.

CANALS.

During the last year the public attention and interest have been earnestly given to the subject of cheapening transportation between the west and the Atlantic coast by the improvement of our natural and artificial waterways.

There is no economical question which concerns the people of this state more deeply. The most important aspect under which it can be viewed, is that of enabling them to procure at lower prices the supplies they require for their own consumption, and to obtain higher prices for articles they produce by enabling them to reach the points of exchange at a diminished rate of transportation. This is the local view, and the one in which the great body of our people have a primary interest. To the people of the west, and especially the grain producing districts, this is the sole view under which the question is regarded with much interest. They wish through cheaper transportation to sell their own products at better prices, and obtain at lower prices the articles they take in exchange.

There is another aspect of comparatively trifling importance to the west, but of the greatest consequence to us. It matters little to them by what channels they reach the markets for their products.

But it is vital to the commercial ascendancy of the city of New York, and to the continued success of our canal system, which has cost us so much, and which contributes so largely to our prosperity, that the communications between the two sections should not be lessened by the diversion into other channels of products seeking foreign markets.

It is not probable that any competing water communication can ever interfere with us materially, unless it be by the river St. Lawrence, which is reached by means of two short canals below all obstructions, thus affording a cheap and speedy connection with the ports of Lake Michigan. These two canals will probably be enlarged within a few years, so as to admit of the passage of vessels carrying cargoes of 1,600 tons, at a lower cost of transportation than we can afford, unless our canal locks can be so lengthened as to pass boats of greater capacity, or unless the cost of carrying can be reduced by using steam as a motive power, and lessening the time now required for transit from the lakes to tide water. In one respect the route to the ocean by the St. Lawrence will always contend at a disadvantage with ours. The port of New York is open at all seasons. The ports on the St. Lawrence are closed during six months of the year, and during these months Quebec and Montreal can only reach the ocean by several hundred miles of railroad.

If all the locks on the Erie canal were doubled, as they will be shortly, and the prism were made to conform to the prescribed dimensions, its capacity would, no doubt, be sufficient to perform all the service required of it for several years to come; and when to this increased capacity the application of steam, as a motive power, shall be added, its ability to maintain a successful competition with other routes cannot well be questioned. The experiments with steam already made, under the liberal inducement offered by the state, though not entirely satisfactory, leave little doubt that they will be so at no distant period of time.

When the canal debt is paid, or the payment secured by the accumulation of properly invested sinking funds, which shall equal in amount the bonds outstanding, the tolls can be again reduced and the cost of transportation be further diminished.

The expediency of constructing a ship canal to unite the waters of the Hudson and Lake Erie has recently given rise to much discussion. At the present time, with heavy burdens of taxation on the people of the state, in the prevailing derangement of business, and when we should economise our means by every practicable measure of retrenchment, it would be idle to take any steps toward the initiation of an enterprise of such magnitude and likely to involve an enormous expenditure. Should it be practicable at any future day to undertake it, I trust it may be with our own means and without the embarrassment of a copartnership with the federal government. Such a co-operation was suggested when the Erie canal was projected; but it was on full consideration renounced with the declaration on the part of the executive of the state that our resources were fully adequate to the accomplishment of the work "without extraneous aid."

In the mean time, with our canals fully completed for the transportation of bulky articles, and with our great railroad lines for those which are of lighter weight and more easily handled, there need be no fear that we shall be sufferers from the participation of our neighbors in the business of carrying.

RAILROAD COMPANIES.

The profligate management of some of our railroad companies and the losses resulting from it to those who have contributed to their construction, calls for some efficient measures of correction. The incalculable value of these improvements is universally conceded. They are indispensable to the public convenience; they enable us to cross the continent in less time than was required to go from New York to Buffalo half a century ago; and they bring to our doors products of the states and territories west of the Mississippi, which would otherwise never have reached us. They ought not by our legislation to be rendered unable to perform the valuable services they are rendering in bringing distant portions of our widely extended country into virtual contact, and in advancing our prosperity and growth with a rapidity hitherto unknown. But it is our duty to protect our towns and our citizens, who have aided in their construction, against the reckless and unscrupulous acts of the directors, by whom they are managed. Immense associations for railroad purposes, wielding hundreds of millions of dollars, have grown up within the last fifty years; and wherever great wealth is accumulated in new forms, we must expect it to be invaded through new forms of depredation. We have not kept pace with the progress of the crimes which this aggregation of capital has produced, by enacting suitable laws for their repression and punishment. The application of the funds belonging to railroad companies to objects other than those for which they were incorporated, and the use of these funds in any manner by the managers for private profit, should be made crimes punishable by imprisonment. It is a reproach to our criminal jurisprudence that there are hundreds of malefactors in our state prisons undergoing sentences for stealing sums under \$50, while there are others at large who have by fraudulent contrivances for their own benefit sacrificed the property of confiding shareholders, many of whom are women and children, to the amount of hundreds of thousands of dollars, and are living in luxury on the proceeds of these enormous larcenies.

Our statutes in regard to the embezzlement of moneys and breaches of trust, are exceedingly defective in respect to the acts and persons embraced in them, the definition of the crimes, and the degree of the punishment awarded to them. Public officers and servants are not embraced in the statute of embezzlements; and it is doubtful whether it covers the acts of the officers and servants of public corporations, while the statute in regard to breaches of trust reaches only the acts of public officers, and provides for aggravated cases the inadequate punishment of imprisonment for a year in the county jail and a fine of two hundred and fifty dollars. There is nothing more glaring in the daily exhibition of crime than the

abuse of fiduciary trusts. Little is needed now on the score of a firm and unsparing administration of justice; but there will be no security against the bad faith of trustees, employes of the state and the managers and directors of corporations, public and private, until the conversion to their own use of the moneys confided to them, or the diversion of such moneys from their proper objects, is more severely punished.

Among those who have suffered by the fraudulent or improvident management of railroad companies, are the inhabitants of many towns, which have been induced to subscribe to the capital stock, and have issued their corporate bonds to pay for it. These subscriptions will, in all probability, in some instances be a total loss, which must be made up by assessments on the property of the people of the towns from which they were procured. The bonds already issued by authority of the legislature are no doubt valid. But it seems to me to be due to the inhabitants of our towns, who are solicited, and often successfully, to subscribe to the stock of these companies by sanguine or exaggerated representations as to their productiveness, that all laws authorizing such subscriptions should be repealed.

It is estimated that at least 75 per cent of all the operations of the stock board in the city of New York are in railroad stocks and bonds; and the enormous speculations, of which they furnish the material, have contributed largely to the derangement of the legitimate business of the country. The practice by banks, which has to some extent prevailed, of certifying checks to be good when there were no deposits to meet them, has aggravated the evil by giving to particular individuals an almost unlimited credit, to be used in stock gambling. This practice should be arrested by making it a penal offence for any officer of a bank to certify a check unless the drawer of the check has a sufficient deposit in the bank to pay it.

Under former statutes framed to restrain stock jobbing, contracts to sell or transfer at a future day evidences of debt or stocks, not in possession of the party so contracting at the time of the contract, were declared to be absolutely void. These provisions of law were repealed in 1859. If they were revived, as has been suggested, they would probably be so generally evaded as to be inoperative. But it is worthy of consideration whether they might not be successfully applied to the traffic in gold, which has led to speculations of the most pernicious character, and which may be a source of serious embarrassment if the federal government shall adopt measures to resume specie payments.

LEGISLATION.

One of the greatest evils of our legislation is the carelessness and want of consideration with which bills are framed and passed, especially near the close of the session of the legislature, when it cannot give to each bill the care and deliberation due to every enactment of law. During the ten days preceding the close of the last session 352 bills were sent to the Executive Chamber for approval. Some of them were so imperfectly framed that they would have been a discredit to the statute book, some were of doubtful meaning, others

were in direct violation of the constitution, while the purpose of many could be attained under existing general laws. The adjournment of the legislature rendered it impossible for the Executive to submit to it his objections to these bills. He was, therefore, constrained to withhold from them his approval without being able to confer with the houses in which they originated; and they were deposited in the office of the secretary of state, with a statement in nearly all cases of the grounds of his action.

The whole number of bills passed by the two houses of the legislature was 1,017. Of these 883 were of a private or local, and only 134 of a strictly public, nature. Although many of the former were unnecessary, as there were general laws under which their objects could have been substantially accomplished, they received the approval of the Executive from a reluctance on his part to return bills to the houses in which they originated, without the most substantial objections. Nevertheless, he was constrained, notwithstanding his earnest desire to be in accord with the two houses on matters of legislation, to withhold his approval from 147 of the bills sent to him.

The constitution provides that corporations may be formed under general laws; but shall not be created by special act, except for municipal purposes and in cases where, in the judgment of the legislature, the objects of the corporation cannot be attained under general laws.

The restriction contained in the last part of this provision has not been in all cases respected; for it is well known that charters are frequently sought and obtained by individuals desirous of being associated for private purposes, not because there is any difficulty in effecting their object under existing laws, but because a special act of the legislature is regarded as attaching to such associations a higher public estimation, even when conferring no additional privileges or powers. The legislature, in yielding to such applications, under a natural desire on the part of the members to gratify the wishes of their constituents, has disregarded a restriction, which was intended by the constitution as a restraint upon unnecessary legislation.

Your attention is respectfully and earnestly invoked to this subject, with the assurance that much of your valuable time may be saved, and that you may avoid the hardship of transacting public business at your own expense.

THE SUPPLY BILL.

The act annually passed "making appropriations for certain expenses of government, and supplying deficiencies in former appropriations," was originally what its title imports, an act to supply deficiencies in preceding appropriations, and usually covered two or three pages of the statute book. Last year it covered thirty-one pages, and by far the larger amount of its appropriations were for ordinary expenses of government, or for objects in no manner answering to the description of deficiencies. It is, in fact, to all intents, a second appropriation bill. There is no reason why it should not be made what it was originally, and still professes to be, an act to provide for deficiencies in former appropriations.

I most earnestly and respectfully request that the bill making provision for these objects may be sent to me not later than the 1st day of March, that full time be afforded me for examining it, and for you to reconsider it if it shall be found to contain matters which ought not, in my judgment, to receive my approval. At the last session of the legislature it was not passed until the very last moment, and, indeed, the adjournment was delayed for several hours after midnight in order to dispose of it. It is of the greatest importance to make all appropriations for the necessary expenses of government at an early day, and if another bill is required to provide for supplying deficiencies it should be sent to the governor for approval long enough before the close of the session to enable him to examine it with care, as he would, if he found objectionable items in it after the adjournment, be compelled to approve what he considered wrong, or withhold his approval from it altogether, and thus to defeat provisions indispensable to meet urgent public needs.

EMINENT DOMAIN.

Among the bills left on my hands by the legislature was one authorizing the common council of one of our cities in the interior of the state to purchase or acquire lands for a public cemetery for its use, and conferring the right to take such lands without the consent of the owner. My approval was withheld from this bill from considerations, to which I deem it proper to call your attention.

The right of every individual to be secured in the undisturbed enjoyment of his property lies at the foundation of all responsible government. It is, indeed, one of the primary objects for which governments are instituted. To this fundamental rule there is but one proper exception. If private property is needed for public use, it may be taken by making just compensation to the owner; but the use must be one which is common to all, or which is indispensable to the accomplishment of some object of public necessity. This right of eminent domain, as it is denominated, is an incident of sovereignty; and it is one of the most arbitrary of all the powers of government.

In this state it has long been exercised for the purpose of constructing highways, canals and bridges, and, more recently, for railroads and supplying cities and villages with pure and wholesome water. In the latter case it is justified by the fact that the public health is directly concerned. Although railroads partake largely of the character of highways and are subject to the common use of the public on terms regulated by law, the delegation to them of the right to take private property for their use without the owner's consent was considered by many as exceedingly questionable, and was not conceded without hesitation by the legislature. In all these cases there is a necessity, in order to avoid or overcome physical obstacles, for pursuing given courses, and the refusal of a single owner of property might defeat the public object in view. Under such circumstances the government deemed it justifiable to interpose, and to authorize the property to be taken on making just compensation for it.

There is no such overruling necessity in selecting sites for cemeteries. If suitable ground cannot be obtained in one direction, it may be found in some other; and there is no reason why the matter should not be left to agreement by the parties. To take a man's property from him against his wishes and remonstrances for such a purpose seems to me a violation of one of the first principles of government.

Chapter 760 of the laws of 1870 undertakes to confer this right on incorporated rural cemetery associations. It authorizes private corporations to take a man's property from him without his consent at a valuation to be made by others, for the exclusive use of its shareholders. The bill referred to had the same objectionable feature in providing for the sale of burial plots to private individuals. Thus the common council after compelling a man to sell his property against his wishes, was authorized to re-sell it to others for their private use.

A still more objectionable bill was passed at the last session of the legislature by both houses, but was subsequently withdrawn.

Your attention is called to this subject with the hope that you will deem it your duty to arrest further progress in this direction and to repeal the act above mentioned; for it is not difficult to foresee that without some check to this invasion of private rights, the time may come, under a less virtuous condition of society, when no man can say with confidence that his farm is his own.

THE CURRENCY.

The city of New York is the financial and commercial centre of the Union. The greater part of the revenue from imports is collected there; and there, by its widely extended mercantile transactions, our foreign exchanges are for the most part regulated. Unfortunately, too, it is the principal theatre of the speculations, always enormous and frequently fraudulent, by which the legitimate business of the country is deranged and its good name sullied. The interests of the city and the state are thus so intimately interwoven with the condition of the currency of the country, that I feel justified in considering it within the provision of the constitution, which requires the governor "to communicate by message to the legislature at every session the condition of the state and recommend such matters to them as he shall deem expedient."

The financial pressure, under which the country is laboring, has exhibited a new phase—a suspension by the banks, not of payment in specie, but of payment in depreciated and inconvertible paper—a lower depth of discredit than we have ever before reached. Their condition, when public confidence was at its lowest ebb, may be exemplified by the hypothetical case of a debtor, who, when called on to pay, could only give his creditor a certificate that he owed him the money; and it is worthy of consideration that their inability to meet their obligations occurred with \$700,000,000 of circulating bank and government notes outstanding.

The disordered condition of the currency, out of which this extraordinary suspension arose, is a source of general dissatisfaction to the

people of the country and of serious injury and embarrassment to our commercial transactions at home and abroad. Indeed it may be justly said that the recent sudden revulsion in nearly all the channels of productive industry, by which multitudes of the laboring classes have been thrown out of employment, the fraudulent devices for pecuniary gain, the inordinate speculations, the profligate expenditure, public and private, and the wide-spread demoralization, by which we are dishonored, are the legitimate consequences of a long-continued suspension of specie payments by the government and the banks. If, as is believed, nothing but imminent danger to the public safety can justify a legislative act making depreciated paper a legal tender in contracts between individuals, it is the manifest duty of the government to repeal it at the earliest practicable day, when the danger is over, and put an end to the evil and injustice it has produced. And yet, after the lapse of nearly nine years from the suppression of the rebellion, no step has been taken by congress to repair this great public and private wrong. No country has ever had more abundant facilities for restoring or keeping up its circulating paper to the universal standard of value than we have possessed during this long period of inaction. We are producers of the precious metals in large quantities. The products of our mines during the last nine years are reported at \$639,500,000. In the same period we coined \$244,351,394.89 in gold, and \$25,787,331.76 in silver—in all, \$270,138,726.65. Thus, but little more than 42 per cent of the products of our gold and silver mines have reached our mints, while one of the chief occupations of our assay offices has been to convert our bullion into bars for exportation. We have, by the continued use of irredeemable paper, banished from the country the greater part of the precious metals which we have produced, or driven them into the manufacture of articles of luxury. We have gone so far in this false direction by the issue of \$48,000,000 of fractional currency, as it is called (more than \$28,000,000 of which is below the denomination of 50 cents), that we have expelled all our silver coin from circulation, leaving the whole business of domestic exchange to be carried on with depreciated paper, excepting the pieces of base metal in use of the value of five cents and under. To make the return to specie payments more remote and difficult the treasury department has during the last five years thrown into the market for sale \$324,108,539 of gold coin. If half this amount had been kept in the public vaults, we might at this very hour have safely declared the circulating notes issued by the government to be redeemable in specie; while the gradual accumulation of such a supply of the precious metals would have been accompanied by a corresponding restraint on over-trading and speculation and rendered the transition to our present state of restriction comparatively easy and harmless.

There can be no higher proof of the impolicy of this process of self-spoliation than the fact that a direct reversal of it is the only mode by which we can hope to return to the standard of specie. The steps to be taken are, first, to regain the precious metals, of which we have improvidently stripped ourselves, and then to with-

draw the **paper**, by which they have been driven into other channels. If our **import duties** do not yield a surplus for accumulation after paying the **interest** on our public debt, it would be far better to repurchase (as we can at a less price than we sold) a portion of the coin we have parted with than to prolong a state of things which is equally **injurious** to our industry and discreditable to our character as a **commercial people**. It is one of its unjust consequences that we levy on **external commerce** the whole amount of coin with which the **interest of the public debt** is paid, thus throwing upon a single branch of industry a burden which should be shared by all.

The experience of all countries attests that a paper circulation cannot be secured from pernicious fluctuations, unless it is upheld by a broad basis of specie. Independently of the consideration of stability in the value of the instruments we employ to effect our domestic exchanges, it is of vital interest to the laboring classes that the precious metals should enter so largely into circulation as to constitute the principal medium for the payment of their wages and the purchase of necessities to supply their moderate wants. To accomplish these objects we must withdraw our fractional currency and a sufficient amount of notes of other denominations to make the residue practically redeemable in specie. The result would be to infuse into the circulation a supply of coin on which the government and the banks could draw in cases of emergency, and avert much of the evil incident to the fluctuations of a currency consisting largely of paper. The Bank of England issues no notes under five pounds sterling—about \$25. The Bank of France issued none before the war with Germany under fifty francs—about \$10. The latter country had nearly \$450,000,000 in gold and silver coin at the commencement of that contest. Without such a supply of specie to draw upon she could not, without great pecuniary and commercial disaster, have paid the enormous war fine of nearly \$1,000,000,000 in which she was mulcted by the emperor of Germany.

There are already numerous schemes to remedy existing evils, some of them providing for an additional issue of interest-bearing bonds, redeemable in greenbacks; or, in other words, of paper in one form, redeemable in irredeemable paper in another form. Unless the testimony of all history is discarded, these schemes can have no other consequences than to prolong and aggravate prevailing embarrassments, and end in a catastrophe more overwhelming to the prosperity of the country and the credit of the government, than any we have yet experienced. It is a great error to suppose that there is any mystery in the currency question, however industriously the belief may be propagated by the advocates of paper, so long as all our reasonings concerning it are in relation with the standard of specie. It is only when men undertake to make that which has no intrinsic value perform an office to which **intrinsic value** is indispensable; or, in other words, it is only when men try to solve the impossible problem of ascertaining with how much **inconvertible paper** the commercial transactions of a great country can be carried on, that their minds become mystified and

run into the most illogical theories. It is believed that the remedial process, by which we are to be effectually relieved, is one of the utmost simplicity—namely, to gather together at the earliest day possible, by purchase or otherwise, a sufficient amount of specie, to enable us to declare our circulating paper redeemable in coin. The precise amount needed may be the subject of some difference of opinion, but not so great as to cause any serious embarrassment.

The present moment is a most favorable one for restoring the country to a solvent condition. The state of our foreign commerce, the abundance of our harvests and our general prosperity, combine to inspire confidence in any well-directed effort to accomplish the object; and it is the opinion of many of our most judicious and experienced bankers and financiers, that the government may safely declare now that it will redeem its circulating notes in specie, on the 1st of January, 1875.

It is not to be disguised that powerful influences are likely to be felt in congress, and are already at work in opposition to all measures framed with a view to bring about the resumption, which public opinion clearly demands, and to which the government is distinctly pledged. Among these are a large portion of the banks, which look only to present profit; the debtor classes, which naturally desire to pay in the cheapest currency; the large manufacturers, who derive from the premium on gold a protection beyond that, which is incident to the present high tariff of duties on foreign products; and the rapacious swarm of speculators, whose schemes can best be accomplished with irredeemable paper. It remains to be seen whether these interests are to control the action of congress, in disregard of the common welfare, or whether, as is earnestly to be hoped, they will be firmly and effectually resisted.

I should not have dwelt on this subject so much in detail but for the deep interest of the people of this state in securing and maintaining a stable currency convertible at all times into specie. The evils we are suffering have been often repeated, but they seem to fade out of our remembrance with every season of returning prosperity. More than half a century ago, in a similar financial and commercial crisis, DeWitt Clinton, while occupying the executive chair of this state, addressed to the legislature sitting in the same halls in which you are assembled, the following emphatic language:

“The banishment of metallic money, the loss of commercial confidence, the exhibition of fictitious capital, the increase of civil prosecutions, the multiplication of crimes, the injurious enhancement of prices, and the dangerous extension of credit are among the mischiefs which flow from this state of things.”

These words of an illustrious statesman, coming back to us after the lapse of years and portraying with striking fidelity our present condition, manifest that no increase in population and wealth, no advance in general prosperity, no progress in productive industry, in art or in civilization, can shield us from the fluctuations and reverses, which are sure to follow in the train of an irredeemable paper currency.

PUBLIC BUILDINGS.

It is worthy of your consideration whether some uniform mode of superintending the construction of the public buildings which are in progress should not be adopted. Beside the new capitol there are three hospitals or asylums for the insane (the Hudson river state hospital, at Poughkeepsie, the homœopathic asylum, at Middletown, and the state asylum, at Buffalo), and a state reformatory at Elmira, which are incomplete.

The original estimates for the construction of these buildings are nearly as follows :

The new capitol at Albany	\$4,000,000 00
The Hudson river state hospital	800,000 00
The homœopathic asylum	100,000 00
The state reformatory	680,000 00
The Buffalo state asylum	600,000 00
	<hr/>
	\$6,180,000 00

There have been expended on these buildings the following sums, viz.:

The new capitol, the external walls of which are only raised to the height of the first story	\$4,961,620 00
The Hudson river hospital, about one-third completed, and for drainage and water supply	1,100,000 00
The homœopathic asylum	195,000 00
The state reformatory, on the foundation walls, the walled inclosure, and the lower story of part of the building	451,811 06
The Buffalo asylum, on the foundation, administration building, two wards and rear buildings	549,558 26
	<hr/>
	\$7,257,989 32

A fair estimate of the cost of these structures and their appurtenances, if completed according to their present plans, is believed to be as follows, viz.:

The new capitol	\$15,000,000
The Hudson river hospital	3,000,000
The homœopathic asylum	600,000
The state reformatory	2,000,000
The Buffalo asylum	3,000,000
	<hr/>
	\$23,600,000

or nearly four times the original estimates.

The increased cost has been caused in some instances by changes of plan, and to some extent by the advanced price of labor and materials; but it is to be accounted for in a far greater degree by understating the necessary expenditure in the original estimates; and it is not believed that the legislature would have authorized the

construction of these buildings on the plans adopted, if accurate statements of their probable cost had been submitted to it.

The capitol at the seat of government represents the sovereignty of the people of the state. The laws by which they are governed are enacted within its walls. It is right that it should bear in its dimensions and the perfection of its architecture, a just relation to the dignity of the service to which it is dedicated; and the people will not object to any reasonable expenditure which may be necessary to make it a fitting symbol of their supremacy and power.

The proposed expenditure is nevertheless far greater than it should be; and it is believed that it may yet be reduced without impairing the architectural finish or proportions of the edifice.

In regard to buildings intended for the treatment and care of the insane, and for the custody, punishment or reformation of criminals, it is neither necessary nor appropriate that they should be ornamental or costly in their architecture. They should be plain and substantial, and should be constructed with the single purpose of adapting them to the uses for which they are designed. The cities and districts within which they are established will very naturally desire that they should be highly embellished as ornaments to their neighborhoods; and as the superintendence of their construction is usually confided to persons who reside near them, it will require great care on the part of the state, as experience has shown, to prevent the plans from being modified by costly alterations or additions.

The most effectual method of guarding against defective estimates of cost and changes of plan involving additional expenditure is to place the construction of all buildings to be erected at the expense of the state, under a single superintending architect, with a salary sufficient to command the highest qualifications. Such an arrangement would also save to the state a large portion of the compensation now paid to a number of architects receiving a percentage on the amount expended in the construction of the buildings respectively in their charge. No plan should be finally adopted and no building commenced until all the working drawings are perfected; and when this is done, an experienced builder is often more competent to carry on the work of construction than the architect by whom it was designed.

If the appointment of a superintending architect is provided for, his first duty should be to see whether such modifications may not be made in the plans of the buildings now in progress as to secure a material reduction of their cost. That the expenditures have not only been unnecessary but extravagant, in more than one instance, cannot well be doubted. The Hudson river hospital, so far as it is constructed, is a model building, but it has cost a larger sum than was necessary, and certainly much more than the state can afford, if provision is to be made for such of our seven thousand insane as are in indigent circumstances. The materials for another section of the building are on hand and paid for; and it is desirable that this section, which can be constructed according to the same external design at a comparatively less cost than the one already completed, should be finished as speedily as possible. The expense

of drainage and supplying the institution with water has also been paid, so that the further expenditure will be limited to the cost of the building and its necessary furniture.

It is also desirable that the two wards of the Buffalo asylum, partially constructed, should be completed so as to be in condition to receive inmates.

With these two exceptions, and with an appropriation for the new capitol, it is due to the people of the state, already overburdened with taxes, that further expenditure on these buildings should cease until the plans can be revised and their cost brought within reasonable bounds. It is of the more importance, as other receptacles will be needed to provide for the insane poor. A large number are in county poor-houses in the most deplorable condition and wholly without remedial treatment; and there can be little hope of making provision for them if millions are lavished upon two or three costly establishments.

CERTIFICATES FOR SERVICE IN THE WAR OF 1812.

In 1859 an act was passed making compensation to the militia of this state for certain expenses incurred in the war of 1812. Under this act awards were made and several thousand certificates were issued. The legislature appropriated \$50,000 in 1869 and \$100,000 in 1870 for the payment of these certificates. There are many thousand yet outstanding, and, as they bear interest, the amount due on them is constantly increasing. Frequent applications are made for payment, but beyond a balance of less than \$3,000 there are no moneys in the treasury applicable to this object. The holders of these certificates, or, at least, those to whom they were issued, are old men, and can derive little benefit from them unless they are speedily paid. Many of them have, no doubt, passed into other hands, but to the extent that the faith of the state is pledged for their payment, provision should be made for the purpose. Partial payment has been made on a large number of the certificates, and their validity is thus acknowledged in a two-fold sense.

OBSTRUCTION OF THE HARBOR OF NEW YORK.

Your immediate attention is earnestly called to obstructions in the harbor of New York, caused by discharging ashes and cinders from steamboats, and throwing earth, stones and rubbish of all description into its waters, and also by the construction of docks extending into those waters far beyond the exterior lines heretofore established. There are legal provisions by which obstructions from the first-named cause may be restrained by fines, but the pilot commissioners, who are authorized to prosecute for them, have no means of meeting the expense of detecting violations of law. The subject is one of pressing urgency. Shoals are in the process of formation, and it is a well-known principle that as the tidal flow inward from the sea, at the mouths of rivers, is impeded by the obstruction or contraction of the channel, the outward flow is proportionably diminished in force, and the harbor becomes gradually shallower. The harbor of New York has already been seriously

injured by these obstructions, and unless their progress is arrested by speedy and efficient measures, there is great danger that it may in the course of time share the fate of many maritime ports in Europe which have, through like causes, become wholly useless.

CENTENNIAL EXHIBITION.

On the 3d March, 1871, the congress of the United States passed an act to provide for celebrating the one hundredth anniversary of American Independence by holding an international exhibition of arts, manufactures and products of the soil and mine, in the city of Philadelphia, in the year 1876.

The act provided for the appointment of a commissioner and an alternate commissioner from each state and territory, to constitute a commission which was required to hold its meetings in the city of Philadelphia, and to report to congress a plan for carrying out the object of the act.

Preliminary measures have been already adopted for the purpose, and the president of the United States has issued his proclamation commending the celebration and exhibition to the people of the United States and to all nations who may be pleased to take part in them.

It is now recommended by the centennial commission that each state and territory appoint a board of managers, not exceeding five in number, for the purpose of organizing their respective states and territories, and of securing a thorough representation of the products of industry of each in the exhibition.

Several of the states have entered with earnestness upon the work, and it is greatly to be desired that it should be carried out in a manner which will be creditable to the country. In order that the products of our own industry may be advantageously exhibited, a state board seems to be indispensable. It is not proposed that the members should have any compensation, and it is not doubted that gentlemen can be found who will undertake the service for the purpose of insuring a proper representation of the state at an exhibition in which our states and territories and foreign countries will take part. But it ought not to be expected that they should do more than pay their own personal expenses. The labor of preparing and managing the exhibits of the states is very great, and cannot be performed without the aid of a secretary and clerk and without incurring expenditures for the rent of an office and some incidental objects. These expenditures must be borne by the state, if such a board is created. The amount need not exceed seven or eight thousand dollars a year for the term of two years from the fourth of July next.

AMENDMENTS TO THE CONSTITUTION.

It will devolve on you to consider and act upon the amendments to the constitution, which were agreed to by the two branches of the legislature at its last session. Should they be agreed to by a majority of all the members elected to each house at the present session, it will be your duty to submit them to the people, and if, on being

so submitted, they are approved and ratified by a majority of the electors qualified to vote for members of the legislature voting thereon, they will become a part of the constitution. These amendments were matured after the most deliberate consideration by a body of citizens eminent for their ability and experience, representing in equal numbers the two leading political parties in the state, and they provide for defects in the constitution, which have been a source of great public inconvenience and injury. It is earnestly hoped that they may meet your approval. Should you fail to agree to them it would be necessary to institute new proceedings, which would prolong existing defects in the constitution for a further term of three years.

Having thus laid before you such considerations as the condition of the state seems to me to demand, it only remains for me to express the hope that your deliberations may be carried on in friendly concord to results which will promote the best interests of your constituents. It will be a source of sincere gratification to me if I can contribute, by any co-operation on my part, to the harmony of our official intercourse and to the welfare of those we represent. It may be regarded as a fortunate occurrence that the two great political parties in the state are represented with so near an approach to equality in both branches of the legislature; and if differences of opinion shall manifest themselves on questions of which our party divisions are the growth, I look to both with the same confidence for pure and patriotic action on all matters affecting the good name of the state and the welfare of the people. In this assurance and trust I tender you a cordial welcome to the halls of legislation.

JOHN A. DIX.

Ordered, That said message be laid upon the table and printed.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act for the relief of John George Milburn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Speaker presented the annual report of the Canal Commissioners, which was laid upon the table and ordered printed.

(See Doc. No. 6.)

On motion of Mr. Goss,

Resolved, That when this House adjourns to-day, it does so to meet again at four o'clock P. M., and that when so convened the members proceed to draw for seats in the usual manner; that previous to the drawing the chamber be cleared of all persons except members and officers, and that the members retire to the lobby and cloak room and remain until their names are drawn and called.

By unanimous consent, Mr. Batcheller introduced a bill entitled "An act making further appropriations for the enlargement of the Champlain canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Goss offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That when this Legislature adjourns to-morrow (Wednesday), it be to meet on Tuesday morning, January 13th, at eleven o'clock.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

On motion of Mr. Griffin, at 2 o'clock and 15 minutes, the House took a recess until 4 o'clock.

FOUR O'CLOCK.

The House again met.

Mr. Speaker stated the order of business to be the drawing of seats, in accordance with the previous resolution of the House.

Mr. Alberger then moved that Mr. Nice, of Erie, and Mr. Thorp, of Otsego, be allowed to select their seats on account of deafness.

Mr. Prince then moved to amend said resolution by including the names of Mr. Griffin, of Delaware, Mr. Gregory, of Schuyler, and Mr. Persons, of Jefferson.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Lincoln, Mr. Alvord was allowed to select a seat.

On motion of Mr. Batcheller, Mr. Griffin, of Delaware, Mr. Gregory, of Schuyler, and Mr. Persons, of Jefferson, were allowed to select their seats on the front row of seats.

Mr. Speaker then appointed Henry A. Glidden, Clerk of the Senate, to draw the ballots.

The drawing then proceeded with the following result:

Name.	No.	Name.	No.	Name.	No.
Abeel	99	Goss	109	Patten	26
Alberger	88	Gregory	40	Persons	16
Allen	70	Griffin	16	Petty	120
Alvord	61	Gurnee	62	Phillips	118
Badger	86	Hammond	2	Philpot	55
Barrow	98	Hanrahan	113	G. Pope	116
Bassett	31	Hardy	111	S. G. Pope	68
Batcheller	15	Hayes	46	Prince	71
Beebe	45	Hazelton	34	Quinn	20
Beecher	97	Healey	18	Ryan	21
Bennett	43	Herrick	89	Sanford	29
Berri	67	Hiller	32	Scherman	53
Biglin	8	Hoag	22	Schifferdecker ..	81
Blessing	49	Holden	128	Shattuck	64
Blumenthal	1	Houghton	77	Sherwood	30
Bordwell	35	Hussey	121	Simon	58
Bostwick	102	Johnson	124	Sloan	85
Braman	44	Jones	66	H. Smith	115
Brewer	51	Kirk	23	J. W. Smith	75
Brown	37	Knapp	33	Snyder	80

Name.	No.	Name.	No.	Name.	No.
Balkley	123	Kshinka.....	48	C. S. Spencer....	76
Borritt	63	Landfield.....	73	G. W. Spencer...	93
Coffey	78	Law	90	Stacy	72
Carpenter	56	Lawrence	96	Stephens	54
Cauldwell	105	Leake	28	Stover	65
Chadwick	36	Lincoln	108	Sunderlin.....	114
Clark	103	Lockwood.....	69	Taylor.....	100
Clary	4	Lynde	50	Tewksbury	57
Calhoun.....	19	Mackin	27	Thorp.....	13
Comstock	92	Manley	74	Townsend	110
Coughlin.....	12	McAfee	6	Vedder.....	9
Daly.....	11	McGroarty.....	38	Wachner	24
Davis.....	5	McQueen.....	106	Wagstaff	41
Drane.....	53	Melvin	10	Weed	14
Denniston	84	E. Miller	95	West	117
Dickson	32	W. Miller.....	7	Whalen.....	91
Donahue	125	Morey	59	Witbeck.....	101
Eastman	42	Murray	25	Wight	87
Ely.....	3	Nice	39	Winfield	94
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On motion of Mr. Weed, at 5 o'clock and 53 minutes, the House adjourned until 11 o'clock to-morrow morning.

WEDNESDAY, JANUARY 7, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Smart.

The journal of yesterday was read and approved.

Mr. Speaker presented the annual financial report of the Auditor of the Canal Department for the fiscal year ending September 30, 1874; which was laid upon the table and ordered printed.

(See Doc. No. 4.)

Mr. Speaker presented the annual report of the Comptroller; which was laid upon the table and ordered printed.

(See Doc. No. 3.)

Mr. C. S. Spencer presented a petition of officers of the Equitable Savings Institution of the city of New York, for an amendment to the charter of the institution; which was read and referred to the committee on banks.

Mr. Waehner presented a protest of Martin Natchman, contestant for the seat occupied by George Scherman, from the Eighth Assembly district of the city and county of New York; which was read and referred to the committee on privileges and elections.

Mr. Woods presented a petition of Sarah Ann Whaites, widow and devisee of John Playfair; which was read and referred to the committee on the petitions of aliens.

Mr. Prince presented a petition of Ann Smith and George Smith, for release from escheat; which was read and referred to the committee on the petitions of aliens.

Mr. Weed presented a petition in behalf of Esther Young, the widow of Joseph Young, an alien, deceased; which was read and referred to the committee on the petitions of aliens.

Mr. Weed introduced a bill entitled "An act to confirm the title to certain real estate in Esther Young, the widow of Joseph Young, late of the county of Clinton, an alien, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Prince introduced a bill entitled "An act to release the interest of the people of the State of New York in certain real estate to Ann Smith, George Smith and others, being the widow and heirs at law of Thomas Smith, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Kshinka introduced a bill entitled "An act authorizing the board of supervisors of the county of Albany to issue bonds to pay portion of the bonds of said county that will mature during the year 1874," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Quinn introduced a bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor, and provide for the payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Vedder introduced a bill entitled "An act to repeal chapter 315 of the Laws of 1873, entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Griffin introduced a bill entitled "An act to incorporate the Delhi Lyceum," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Alberger introduced a bill entitled "An act to legalize certain assessments ordered by the common council of the city of Buffalo, contained in certain rolls heretofore delivered to the comptroller of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Also, the bill entitled "An act to amend the act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. McGroarty introduced a bill entitled "An act to provide for the collection of money expended for the improvement of the Gowanus canal, in the city of Brooklyn, and to confirm certain assessments heretofore laid therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Burritt introduced a bill entitled "An act to amend an act entitled

'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 25, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Mr. Taylor introduced a bill entitled "An act to authorize the city of Rochester to issue the last installment of its bonds in aid of the Rochester and State Line Railway Company in advance of the terms and conditions specified in the act entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Rochester and State Line Railway Company, and to take bonds of that company therefor,' passed April 6, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Ryan introduced a bill entitled "An act to amend 'An act relating to the marine court of the city of New York, declaring and defining its jurisdiction and practice, and consolidating the several acts affecting said court,' passed May 10, 1872, chapter 629," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. P. Woods introduced a bill entitled "An act for the relief of Sarah Ann Whaites, formerly widow and devisee of John Playfair, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on aliens.

Mr. Leake introduced a bill entitled "An act for the relief of the Bond Street Homœopathic Dispensary of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Waehner introduced a bill entitled "An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York, being chapter 535 of the Laws of 1873,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. C. S. Spencer introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Equitable Savings Institution of the city of New York,' passed May 7, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act providing for the payment to the Fifth regiment of the National Guard of the State of New York of the moneys due it from the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Wagstaff introduced a bill entitled "An act for the relief of the Home for Fallen and Friendless Girls in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act in relation to savings banks," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act relating to animals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Chadwick introduced a bill entitled "An act to authorize the city of Utica to borrow and disburse money to pay for fire apparatus and to levy and collect tax to pay the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Also, the bill entitled "An act to authorize the common council of the city of Utica to borrow and disburse money for city purposes, and to levy and collect taxes to pay the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Hammond introduced a bill entitled "An act to amend the charter of Hobart, late Geneva College," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Denniston introduced a bill entitled "An act to incorporate Highland Fire Engine Company number one of the village of Canterbury, Orange county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Mr. West introduced a bill entitled "An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of and furnishing the town hall at Waterford, and for the purchase of a bell and town clock," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. McQueen introduced a bill entitled "An act in relation to lands devised by Harmanus Peck, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Cauldwell introduced a bill entitled "An act to provide for the local government of the Twenty-third and Twenty-fourth wards of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Morey introduced a bill entitled "An act to amend section 63, article 3, title 2, chapter 6, part 2 of the Revised Statutes, relating to the disability of a surrogate from acting in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hammond offered for the consideration of the House a resolution, in the words following:

Resolved, That the Comptroller be respectfully requested to furnish this House with a statement, setting forth:

1st. The names of the several county treasurers in arrear on account of State taxes, and the amount due from such counties respectively at the close of the last fiscal year.

2d. What proceedings have been instituted to enforce payment of the same, either against the treasurer personally, or on the bond given to the State to secure the payment of such taxes; the date of such proceedings severally, if any; and

3d. Any other information or suggestion which may be proper to communicate to the Legislature, in relation thereto, to the end that practical effect may be given to the recommendation of the Governor in the mes-

age recently submitted to the Legislature in regard to the payment of State taxes.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Coughlin offered for the consideration of the House a resolution, in the words following:

Whereas, The financial panic which so recently spread throughout this country, carrying destruction to many of our largest capitalists and moneyed institutions and paralyzing every branch of trade and business, has been unusually severe upon our working classes, thousands of whom now find themselves out of employment at the beginning of what promises to be a long winter; and

Whereas, By judicious legislation, prepared with a view of promoting and promptly pushing forward, in the several cities throughout the State, and particularly in the city of New York, such public works as are most needed, much of the present suffering might be alleviated without detriment to the public welfare; therefore, be it

Resolved (if the Senate concur), That a committee of five, to meet with a similar committee from the Senate, be appointed by the Speaker to examine into the matter in question and to prepare, at as early a date as possible, such a bill or bills as may meet the emergency by providing work for our suffering mechanics and laborers, and report the same to this House for its action thereon.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Alberger offered for the consideration of the House a resolution, in the words following:

Resolved, That the State Engineer and Surveyor be and he is hereby directed to report to this House, at an early date as may be possible, a statement of the bench walls in the eastern and middle division of the Erie canal, showing their extent and locality, whether on the berme or tow-path side, the cost of their removal, and the substitution of slope walls; also, to report whether it is practicable to remove and substitute as herein proposed, prior to the first day of May next; and further, to state what portion of the said walls should be first removed, provided provision may not be made for the removal of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Alberger offered for the consideration of the House a resolution, in the words following:

Resolved, That the various proposed amendments to the Constitution of this State be printed and placed upon the files of the members, and that the consideration of the same be made a special order for Wednesday morning next, immediately after the reading of the journal.

Mr. Weed moved to amend said resolution by striking out all after the words "files of the members, and," and inserting in lieu thereof the words "that the same be referred to the judiciary committee."

Debate arising thereon,

Ordered, That said resolution be laid on the table.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Resolved, That the postmaster and assistant postmaster be requested to take charge of the Assembly post-office until the Speaker is prepared to appoint such officers.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Goss called from the table the concurrent resolution, in the words following :

Resolved (if the Senate concur), That when this Legislature adjourns to-morrow (Wednesday) it be to meet on Tuesday morning, January 18, at eleven o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Batcheller offered for the consideration of the House a resolution in the words following, to wit :

Resolved, That the assistant librarian be required to perform the duties of that office until his successor is appointed.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Alvord moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Prince, at 11 o'clock and 35 minutes, the House took a recess until half-past twelve.

HALF-PAST TWELVE.

The House again met.

The Senate returned the resolution relative to adjournment, with a message that they had concurred in the passage of the same with the following amendment :

Strike out the words "eleven o'clock A. M.," and insert in lieu thereof the words "seven and a half o'clock P. M."

Mr. Speaker put the question whether the House would agree to concur in said amendment, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing of concurrence in their amendment.

Mr. Alberger moved that the proposed amendments to the Constitution be presented and placed upon the files of the members.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By unanimous consent, Mr. Prince offered for the consideration of the House a resolution, in the words following :

Resolved, That the Attorney-General be requested to report to this House, at his earliest convenience, his opinion as to whether the oyster beds in Long Island sound, off the harbor of Bridgeport, the Norwalk Islands and other points in the sound below low water mark on the Connecticut shore, are within the jurisdiction of this State; and also whether under article 4, section 2 of the Constitution of the United States, citizens of the State of New York are not entitled to all privileges relative to oyster beds within the jurisdiction of Connecticut which by the laws of that State are accorded to citizens thereof. Also, what action, if any, has been taken relative to the determination of the

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boundary between New York and Connecticut, an appropriation for which purpose was made in the supply bill of 1873.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Alberger, at 12 o'clock and 35 minutes, the House adjourned.

TUESDAY, JANUARY 13, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Clark.

The journal of Wednesday, January 7, was read and approved.

Mr. Sherwood presented two petitions of the mayor and aldermen of the city of Binghamton and the supervisors of the city and town of Binghamton, in relation to free bridges across the Susquehanna river at Binghamton; which were read and referred to the committee on roads and bridges.

Mr. Farrar presented a petition of Wm. N. Sherwood and others for the passage of an act for the protection of fish in Queechy lake, in Canaan, Columbia county; which was read and referred to the committee on internal affairs.

Mr. Alvord presented a petition of John I. Crouse and others for increase premium for adoption of steam to canal propulsion; which was read and referred to the committee on canals.

Mr. Kshinka introduced a bill entitled "An act authorizing the surrogate of Albany county to appoint Margaret Todd administratrix, with the will annexed, of the goods, chattels and credits of William Todd, late of the city of Albany, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Braman introduced a bill entitled "An act to redistrict the town of Watervliet, for the election of town officers, and to provide inspectors of such elections," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil divisions.

Mr. Quinn introduced a bill entitled "An act to amend chapter 658 of the Laws of 1873, entitled 'An act to incorporate the Albany Loan and Trust Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Sherwood introduced a bill entitled "An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase the two toll-bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Hiller introduced a bill entitled "An act to release the interest of the people of the State of New York in certain real estate in the town of Dunkirk to Jane Ervington," which was read the first time, and by

unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Farrar introduced a bill entitled "An act for the protection of fish in Queechy lake, in Canaan, Columbia county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Alberger introduced a bill entitled "An act to amend the charter of the city of Buffalo, extending jurisdiction of police commissioners in the Twelfth ward of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to authorize the board of supervisors of Erie county to grant and convey certain lands in the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act authorizing the common council of the city of Buffalo to purchase and extinguish certain bonds issued on behalf of sufferers of the Chicago fire," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to regulate the appointments of superintendent of canals, and to define the duties and powers of the Canal Commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Smith introduced a bill entitled "An act amending section 27 of title 1 of chapter 16 of the Revised Statutes, for the collection and applying the highway tax of corporations in the town of Cheektowaga, or commutation in same way as highway work is collected and applied under section 35, amended 1866, chapter 180, and section 50, amended 1868, chapter 791, and 1870, chapter 461," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Nice introduced a bill entitled "An act to amend the charter of the village of Akron, in the county of Erie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Mr. Melvin introduced a bill entitled "An act to amend an act entitled 'An act to enable resident aliens to hold and convey real estate, and for other purposes,' passed April 30, 1845," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bennett introduced a bill entitled "An act to take plank-roads and turnpike roads in the county of Kings for public highways, passed 1874," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to authorize the Brooklyn City Railroad Company to extend their roads on and along Green and Gates avenues, also through Putnam and Marcy avenues, in the city of Brooklyn" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Philpot introduced a bill entitled "An act to amend an act entitled 'An act to facilitate the construction of the New York and

Oswego Midland Railroad,' passed April 5, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter,' passed April 28, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Mr. Biglin introduced a bill entitled "An act in relation to the police court of the sixth police district of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to provide for the erection and maintenance of four additional public baths in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Daly introduced a bill entitled "An act to amend an act entitled 'An act to regulate the ferries running from the foot of Tenth street and Twenty-third street in the city of New York, across the East river to Greenpoint, in the city of Brooklyn,' passed April 8, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, the bill entitled "An act to amend an act entitled 'An act in relation to the powers and duties of the department of public parks of the city of New York,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Wagstaff introduced a bill entitled "An act for the protection of factory children," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Also, the bill entitled "An act to amend 'An act to incorporate the United States Loan and Security Company,' passed June 1, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act to facilitate the reporting of the decisions of the supreme court," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Scherman introduced a bill entitled "An act to release the interest of the people of the State of New York in certain lands and real estate in the city of New York, of which Louis Planer died seized, to August Berbert," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on petitions of aliens.

Also, the bill entitled "An act to repeal chapter 588, Laws of 1873, entitled 'An act to establish a commission in and for the city and county of New York, to be known as the commission of charitable correction, and to define its powers and jurisdiction,' passed May 22, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Alvord introduced a bill entitled "An act to prevent the failure of circuit courts of oyer and terminer and special terms of the supreme court," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to repeal chapter 820 of the Laws of 1873, entitled 'An act to amend an act entitled An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Lincoln introduced a bill entitled "An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hammond introduced a bill entitled "An act to provide for a deficiency in moneys applicable to the repair and building of roads and bridges in the town of Geneva for the year 1873; to legalize the acts of the commissioners of highways and the collector of said town, and for the relief of said commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to amend section 1 of chapter 381 of the Laws of 1873, in relation to the preservation of fish in certain waters," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act in relation to the United States Deposit Fund," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Fish introduced a bill entitled "An act to consolidate the government of the city and county of New York, and further to regulate the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to repeal an act entitled 'An act to amend an act entitled "An act to incorporate the Industrial Exhibition Company, and to authorize said company to purchase real estate and erect thereon a building or buildings, which shall be used as an industrial exhibition," passed April 21, 1870, and the acts amendatory thereof, and to authorize the mayor, aldermen and commonalty of the city of New York to make a loan to the said company,' passed June 18, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Oakley introduced a bill entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island city,' passed April 13, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to legalize the action of the town meetings of the town of Hempstead, Queens county, in relation to the sale of common lands belonging to said town," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act for the relief of the Plankroad Railroad Company, passed April 21, 1866, and amended April 25, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Witbeck introduced a bill entitled "An act to amend the charter of the village of Lansingburgh," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Prince offered for the consideration of the House a resolution, in the words following :

Resolved, That there be printed 10,000 extra copies of the Governor's message in English, and 3,000 of the same in German, for the use of the Assembly.

Ordered, That said resolution be referred to the committee on public printing.

On motion of Mr. Prince,

Resolved, That the seats in the rear of the Assembly chamber be reserved for the use of ladies and the gentlemen accompanying them.

Mr. Bulkley offered for the consideration of the House a resolution in the words following :

Resolved, That all smoking, whether within or without the hours of public session, be and hereby is prohibited in the Assembly chamber.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Lincoln offered for the consideration of the House a resolution in the words following :

Resolved (if the Senate concur), That to the postmaster of each House be assigned the duty of weighing and stamping all documents sent by mail or express, and entering in a book to be kept by him for that purpose the amount of postage or express charges paid thereon, reporting to the clerks of the respective Houses the aggregate thereof weekly; and that the assistant postmaster of each House be charged with the duty of entering in a book to be kept by him for that purpose an accurate account of all documents, with the postage or express charges paid thereon, transmitted from the post-office of their respective Houses by mail or express, and that they report the aggregate thereof weekly to the respective clerks of the Senate and Assembly; and that the clerks of the Senate and Assembly from time to time furnish the postmaster of each House, respectively, the stamps requisite for carrying into execution the foregoing resolution, an account thereof to be kept by them in books to be by them provided for that purpose; and that the books kept by the postmaster and assistant postmaster above specified be at all times open to the inspection of the clerks and members of each House respectively.

Said resolution being concurrent,

Ordered, That the same be laid on the table.

Mr. Bennett offered for the consideration of the House a resolution, in the words following :

Whereas, The Senate and Assembly have been duly informed by the Governor's annual message of a defalcation in the office of the State Treasurer, by a fraudulent abstraction of the public moneys during the months of August and September, 1873, to the amount of \$304,957.91, which defalcation the Governor states "would no doubt have been pre-

vented if the Treasurer had been at his post and given to his duties the attention the State has a right to exact from the custodian of its treasure;" therefore,

Resolved, That Thomas Raines, the Treasurer, be and he is hereby called upon and required forthwith to restore and make good the amount thus fraudulently abstracted or stolen through his neglect of duty.

Resolved, That in case the said Raines shall refuse or neglect to comply with the preceding resolution for the space of thirty days from the passage hereof, the Attorney-General be and he is hereby directed to forthwith institute proper proceedings against him and the sureties upon his official bond to recover the amount so abstracted.

Said resolutions giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Alberger called from the table the resolution previously offered by him, in the words following :

Resolved, That the various proposed amendments to the Constitution of this State be printed and placed upon the files of the members, and that the consideration of the same be made a special order for Wednesday morning next immediately after the reading of the journal.

Mr. Weed moved to amend said resolution by striking out all after the words "files of the members and," and inserting in lieu thereof the words "that the same be referred to the judiciary committee."

Debate was had thereon, when

Mr. Speaker put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the negative.

Mr. Alberger then moved to strike out all after the word "Constitution," down to and including the word "same."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Alberger said resolution was then further amended by striking out "Wednesday" and inserting "Thursday" in lieu thereof.

Mr. Speaker then put the question whether the House would agree to said resolution as amended, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Vedder offered for the consideration of the House a resolution, in the words following :

Resolved, That the Attorney-General be requested to communicate to this body, at as early a day as practicable, his opinion whether if any of the Constitutional amendments passed by the last Legislature can be amended by this Legislature, and whether if so amended can a submission thereof be had to the people at the next general election; and also whether those not amended (if a part thereof be so amended) can be constitutionally submitted to the people for adoption; also his opinion as to the effect of any amendments by this Legislature, in whole or in part.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Alvord moved that the consideration of the message of His Excellency the Governor be made a special order for Tuesday morning next, immediately after reading the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker presented the annual report of the Auditor, for the fiscal year ending September 30, 1873, of the Canal Department, relative to the expenditures on the canals; which was laid upon the table and ordered printed.

(See Doc. No. 8.)

Also, the annual report of the Superintendent of the Banking Department; which was laid upon the table and ordered printed.

(See Doc. No. 7.)

On motion of Mr. Prince, at 8 o'clock and 40 minutes, the House adjourned.

WEDNESDAY, JANUARY 14, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Clark.

The journal of yesterday was read and approved.

Mr. Clark presented a petition for a vertical wall against the berme bank of the Erie canal, in front of and by the side of the Canning factory, of Edgett and Totten, in the village of Newark, Wayne county; which was read and referred to the committee on canals.

Mr. Kshinka presented a petition praying that the surrogate of Albany county be authorized to appoint Margaret Todd, administratrix, etc., of the goods, chattels, etc., of William Todd, deceased; which was read and referred to the committee on the judiciary.

Mr. Wagstaff presented a petition to amend the act incorporating the United States Loan and Security Company; which was read and referred to the committee on banks.

Mr. Braman introduced a bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Erie canal in the town of Watervliet, in the county of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Hiller introduced a bill entitled "An act authorizing the supervisor of the town of Kiantone, in the county of Chautauqua, to convey to the Maple Grove Cemetery Association the lands now held by the said town and used for cemetery purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Griffin introduced a bill entitled "An act to reincorporate and change the name of the Associate Congregation of Bovina, and to authorize said society to take and hold by gift, devise, purchase or otherwise, real and personal estate, and to sell their Glebe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Smith introduced a bill entitled "An act requiring the railroads running through the town of Cheektowaga to maintain one depot within said town in a manner to accommodate passengers and freight, and shall stop one passenger train when running east and west in the morning and evening of every day, Sunday excepted," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Melvin introduced a bill entitled "An act to repeal section 3 of an act entitled 'An act to alter the commissioners' map of the city of Brooklyn,' passed April 19, 1870, and to open President street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Bennett introduced a bill entitled "An act to amend section 9 of chapter 508 of the Laws of 1873, entitled 'An act to incorporate the Long Island Loan and Trust Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Morey introduced a bill entitled "An act in regard to the employment and compensation of clerks to surrogates' courts in counties in which the population exceeds 20,000 and the duties of the office of county judge and surrogate are performed by the same person," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Waehner introduced a bill entitled "An act to repeal an act entitled 'An act to suppress intemperance, pauperism and crime,' passed May 29, 1873, being chapter 646 of the Laws of 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Fish introduced a bill entitled "An act regulating the payment of expenses incurred in contesting a seat in the Senate or Assembly of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on privileges and elections.

Mr. Hazelton introduced a bill entitled "An act to amend section 2 of chapter 890 of the Laws of 1868, entitled 'An act to authorize Lewis Runyon to establish a ferry across the Seneca lake at Lodi Landing,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Petty introduced a bill entitled "An act to protect the perch fishery, and to prevent the use of fykes and pounds in a part of the Great South bay in Suffolk county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Davis introduced a bill entitled "An act to provide for the enlargement of the Champlain canal, and to make an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to abolish the office of Canal Appraiser, and to provide a mode of determining canal claims against the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Holden introduced a bill entitled "An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863," which was read

the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Gurnee introduced a bill entitled "An act to release to Elizabeth Buerkel the real estate of which Henry Buerkel died seized," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on petitions of aliens.

Mr. Burritt introduced a bill entitled "An act to amend an act entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' passed April 22, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Sloan offered for the consideration of the House a resolution, in the words following :

Resolved, That the Attorney-General be and hereby is requested to furnish this House, at as early a day as may be compatible with other duties, his opinion as regards the right of the Federal Government to compel the owners of canal boats navigating the canals of this State to the seaboard to pay annual fees for license and enrollment papers, and also for admeasurement and hospital dues, as now exacted by direction of the Hon. the Secretary of the Treasury of the United States.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Alvord offered for the consideration of the House a resolution, in the words following :

Whereas, The New Capitol Commissioners have reported that in consequence of the appropriation having become exhausted they have been compelled to suspend the prosecution of the work on the new capitol ; and

Whereas, They represent that they regard it for the interest of the State that the work of stone dressing should proceed during the winter, and that to enable them to do so it would be necessary to provide the necessary means in anticipation of the regular appropriation ; therefore,

Resolved, That the committee on ways and means be directed to ascertain and report as to the expediency of forthwith proceeding with the cutting of granite, and providing the necessary means therefor ; also, the present condition of the work and generally into the management thereof, and the probable cost and time in which the walls can be carried up to the roof ; also, whether the plans of the building can be modified so that the expenditure may be reduced without impairing the architectural finish or proportions of the edifice.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Coughlin called from the table the resolution previously offered by him, in the words following :

Whereas, The financial panic which so recently spread throughout this country, carrying destruction to many of our largest capitalists and moneyed institutions and paralyzing every branch of trade and business, has been unusually severe upon our working classes, thousands of whom now find themselves out of employment at the beginning of what promises to be a long winter ; and

Whereas, By judicious legislation, prepared with a view of promoting and promptly pushing forward, in the several cities throughout the State, and particularly in the city of New York, such public works as are most needed, much of the present suffering might be alleviated without detriment to the public welfare ; therefore, be it

Resolved (if the Senate concur), That a committee of five, to meet with a similar committee from the Senate, be appointed by the Speaker to examine into the matter in question and to prepare, at as early a date as possible, such a bill or bills as may meet the emergency by providing work for our suffering mechanics and laborers, and report the same to this House for its action thereon.

Debate was had thereon, when

Mr. Alvord moved that said preamble and resolutions be referred to the committee on ways and means, and that they be directed to report thereon as speedily as possible; which was accepted by Mr. Coughlin.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to extend the time for the collection of taxes in the city of Auburn," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hardy, and by unanimous consent, the rules were suspended and said bill read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 109 }
{ NOES 00 }

Abeel	Denniston	Leake	Sherwood
Allen	Dickson	Lincoln	Simon
Alvord	Donahue	Lockwood	Sloan
Badger	Ely	Lynde	H. Smith
Barrow	Farrar	Mackin	J. W. Smith
Bassett	Fish	Manley	Snyder
Batcheller	Foote	McAfee	Speaker
Beebe	Goss	McGroarty	C. S. Spencer
Beecher	Gregory	McQueen	G. W. Spencer
Bennett	Griffin	Melvin	Stacy
Berri	Gurnee	E. Miller	Stephens
Biglin	Hammond	W. Miller	Stover
Blessing	Haurahan	Morey	Sunderlin
Bordwell	Hardy	Murray	Taylor
Bostwick	Hazleton	Nice	Tewksbury
Braman	Healey	O'Callaghan	Thorp
Brewer	Hiller	Parry	Townsend
Brown	Hoag	Persons	Vedder
Bulkley	Holden	Petty	Wagstaff
Burritt	Houghton	Philpot	Weed
Chadwick	Hussey	G. Pope	West
Clark	Johnson	S. G. Pope	Whalen
Cleary	Jones	Prince	Witbeck
Colahan	Knapp	Quinn	Wight
Comstock	Kshinka	Ryan	Winfield
Coughlin	Law	Scherman	C. B. Wood
Daly	Lawrence	Schifferdecker	P. Woods
Davis			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Speaker presented the seventh annual report of the Institution for the Improved Instruction of Deaf-mutes; which was laid upon the table and ordered printed.

(See Doc. No. 9.)

Also, the fifty-fifth annual report of the New York Institution for the Instruction of the Deaf and Dumb; which was laid upon the table and ordered printed.

(See Doc. No. 11.)

Also, the seventh annual report of the managers of the Hudson River State Hospital, for the year 1873; which was laid upon the table and ordered printed.

(See Doc. No. 10.)

Mr. Speaker announced the following standing committees:

On Ways and Means.

Mr. Batcheller, Saratoga;	Mr. Alvord, Onondaga;
Prince, Queens;	Weed, Clinton;
C. S. Spencer, New York;	Beebe, Sullivan;
Brewer, Chautauqua;	Blumenthal, New York.
Lincoln, Ontario;	

On Judiciary.

Mr. Prince, Queens;	Mr. Farrar, Columbia;
Vedder, Cattaraugus;	Hammond, Ontario;
C. S. Spencer, New York;	Melvin, Kings;
Wight, Westchester;	Colahan, Kings.
Petty, Suffolk;	

On Affairs of Cities.

Mr. Eastman, Dutchess;	Mr. Biglin, New York;
Fish, Putnam;	Hays, New York;
McAfee, New York;	Coughlin, New York;
Worth, Kings;	McGroarty, Kings.
Braman, Albany;	

On Canals.

Mr. Alberger, Erie;	Mr. Alvord, Onondaga;
Sloan, Oswego;	Beebe, Sullivan;
Vedder, Cattaraugus;	Davis, Washington;
Bennett, Kings;	Hazleton, Seneca.
Dickson, Rensselaer;	

On Commerce and Navigation.

Mr. Biglin, New York;	Mr. S. G. Pope, St. Lawrence;
Goss, Monroe;	Johnson, Oswego;
Deane, New York;	Oakley, Queens;
Nice, Erie;	Healey, New York.
Snyder, Ulster;	

On Railroads.

Mr. Lincoln, Ontario;
Denniston, Orange;
Morey, Livingston;
Landfield, Tioga;
Stover, Montgomery;

Mr. Chadwick, Oneida;
Weed, Clinton;
Mackin, Dutchess;
Stephens, Richmond.

On Insurance.

Mr. Wight, Westchester;
Berri, Kings;
W. Miller, Herkimer;
Sloan, Oswego;
H. Smith, Jefferson;

Mr. Sherwood, Broome;
Wagstaff, New York;
G. Pope, Essex;
Knapp, Rockland.

On Claims.

Mr. Hardy, Cayuga;
Griffin, Delaware;
Foote, Erie;
Brown, Oneida;
Lockwood, Greene;

Mr. Carpenter, Madison;
Cauldwell, Westchester;
Blessing, New York;
Coffey, Kings.

On Roads and Bridges.

Mr. Hiller, Chautauqua;
Bassett, Delaware;
Bordwell, Niagara;
Brown, Oneida;
Law, Washington;

Mr. Gregory, Schuyler;
Kirk, New York;
Simon, Onondaga;
Ely, Otsego.

On Affairs of Villages.

Mr. Goss, Monroe;
Barrow, Onondaga;
Hussey, Cayuga;
Houghton, Steuben;
Jones, Oneida;

Mr. Dickson, Rensselaer;
Mackin, Dutchess;
Stephens, Richmond;
Simon, Onondaga.

On Internal Affairs.

Mr. Lynde, St. Lawrence;
Manley, Cattaraugus;
Persons, Jefferson;
Hardy, Cayuga;
Sunderlin, Fulton and Hamilton;

Mr. Scherman, New York;
Johnson, Oswego;
Ryan, New York;
J. W. Smith, Erie.

On Charitable and Religious Societies.

Mr. Manley, Cattaraugus;
Denniston, Orange;
Tewksbury, Wyoming;
Brewer, Chautauqua;
Townsend, Genesee;

Mr. Sherwood, Broome;
Daly, New York;
Donohue, Kings;
Wachner, New York.

On Public Printing.

Mr. Bennett, Kings ;	Mr. Bostwick, Tompkins ;
West, Saratoga ;	Oakley, Queens ;
Manley, Cattaraugus ;	Hammond, Ontario ;
McQueen, Schenectady ;	Holden, Warren.
Braman, Albany ;	

On Banks.

Mr. Burritt, Monroe ;	Mr. Leake, New York ;
Berri, Kings ;	Cauldwell, Westchester ;
Allen, Kings ;	Shattuck, Steuben ;
Barrow, Onondaga ;	Gurnee, Wayne.
Comstock, Niagara ;	

On Trade and Manufactures.

Mr. West, Saratoga ;	Mr. Cleary, Rensselaer ;
Landfield, Tioga ;	Simon, Onondaga ;
Hussey, Cayuga ;	Daly, New York.
Lockwood, Greene ;	

On Militia.

Mr. C. S. Spencer, New York ;	Mr. Quinn, Albany ;
Batcheller, Saratoga ;	Beebe, Sullivan ;
Fish, Putnam ;	Wagstaff, New York ;
McAfee, New York ;	Mackin, Dutchess.
Manley, Cattaraugus ;	

On Agriculture.

Mr. Philpot, Madison ;	Mr. Tewksbury, Wyoming ;
Bordwell, Niagara ;	Abeel, Ulster ;
Sanford, St. Lawrence ;	Herrick, Lewis.
Chadwick, Oneida ;	

On State Prisons.

Mr. Badger, Franklin ;	Mr. Cauldwell, Westchester ;
Lynde, St. Lawrence ;	E. Miller, Chemung ;
Parry, Oneida ;	G. W. Spencer, Yates.
Landfield, Tioga ;	

On Public Education.

Mr. Bostwick, Tompkins ;	Mr. Stacy, Allegany ;
Phillips, Cortland ;	Taylor, Monroe ;
Bulkley, Oswego ;	Waehner, New York ;
Beecher, Chenango ;	Donohue, Kings.
Clark, Wayne ;	

On Grievances.

Mr. Morey, Livingston ;	Mr. Petty, Suffolk ;
Badger, Franklin ;	Wagstaff, New York ;
Eastman, Dutchess ;	Weed, Clinton.
Farrar, Columbia ;	

On Public Health.

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| Mr. Bulkley, Oswego; | Mr. Dickson, Rensselaer; |
| Beecher, Chenango; | Taylor, Monroe; |
| Stacy, Allegany; | P. Woods, New York; |
| Carpenter, Madison; | Coffey, Kings. |
| Deane, New York; | |

On Manufacture of Salt.

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| Mr. Townsend, Genesee; | Mr. S. G. Pope, St. Lawrence; |
| Burritt, Monroe; | P. Woods, New York; |
| Comstock, Niagara; | Winfield, Ulster. |
| Gregory, Schuyler; | |

On State Charitable Institutions.

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| Mr. Fish, Putnam; | Mr. Deane, New York; |
| Eastman, Dutchess; | Healey, New York; |
| Allen, Kings; | E. Miller, Chemung. |
| Foote, Erie; | |

On Petitions of Aliens.

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| Mr. Brewer, Chautauqua; | Mr. Nice, Erie; |
| Houghton, Steuben; | Hoag, Schoharie; |
| Burritt, Monroe; | Blessing, New York. |
| Jones, Oneida; | |

On Civil Divisions.

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| Mr. Chadwick, Oneida; | Mr. Parry, Oneida; |
| Sunderlin, Fulton and Ham- | Philpot, Madison; |
| ilton; | Thorp, Otsego; |
| Law, Washington; | Holden, Warren. |

On Federal Relations.

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|---------------------------|-------------------------|
| Mr. McQueen, Schenectady; | Mr. Stover, Montgomery; |
| Sanford, St. Lawrence; | G. W. Spencer, Yates; |
| Scherman, New York; | Quinn, Albany; |
| Persons, Jefferson; | Whitbeck, Rensselaer. |
| Snyder, Ulster; | |

On Two-thirds and Three-fifths Bills.

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| Mr. Denniston, Orange; | Mr. Phillips, Cortland; |
| Griffin, Delaware; | C. B. Wood, Orange; |
| Schifferdecker, Albany; | Whitbeck, Rensselaer; |
| Whalen, Orleans; | |

On Expenditures of the Executive Department.

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| Mr. Berri, Kings; | Mr. Schifferdecker, Albany; |
| Whalen, Orleans; | O'Callahan, New York; |
| Bassett, Delaware; | Lawrence, Columbia. |
| Braman, Albany; | |

On Expenditures of the House.

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| Mr. Worth, Kings; | Mr. Law, Washington; |
| H. Smith, Jefferson; | Murray, New York; |
| Schifferdecker, Albany; | Patten, New York. |
| Clark, Wayne; | |

On Indian Affairs.

Mr. Whalen, Orleans;	Mr. Hiller, Chautauqua;
Carpenter, Madison;	Cleary, Rensselaer;
Brown, Oneida;	C. B. Wood, Orange.
Foot, Erie;	

On Public Lands.

Mr. Griffin, Delaware;	Mr. Sunderlin, Fulton & Hamilton;
Houghton, Steuben;	Lawrence, Columbia;
West, Saratoga;	Winfield, Ulster.
Stover, Montgomery;	

On Engrossed Bills.

Mr. Phillips, Cortland;	Mr. Barrow, Onondaga;
Bennett, Kings;	Murray, New York;
Parry, Oneida;	Patten, New York.
W. Miller, Herkimer;	

On Privileges and Elections.

Mr. Vedder, Cattaraugus;	Mr. Leake, New York;
Alberger, Erie;	Colahan, Kings;
Batcheller, Saratoga;	Blumenthal, New York.
Sloan, Oswego;	

Local and Special Laws.

Mr. Vedder, Cattaraugus;	Mr. Beebe, Sullivan;
Petty, Suffolk;	Hazleton, Seneca.
Farrar, Columbia;	

On Joint Library.

Mr. Bassett, Delaware;	Mr. Hanrahan, Erie;
Bulkley, Oswego;	O'Callahan, New York.
Beecher, Chenango;	

Rules.

Mr. Lincoln, Ontario;	Mr. Weed, Clinton;
Prince, Queens;	Melvin, Kings.
Alberger, Erie;	

Sub-Committee of the Whole.

Mr. W. Miller, Herkimer;	Mr. G. Pope, Essex;
Leake, New York;	Barrow, Onondaga;
Ryan, New York;	Griffin, Delaware;
Oakley, Queens;	Bostwick, Tompkins;
Wight, Westchester;	Goss, Monroe;
Dickson, Rensselaer;	Shattuck, Steuben;
Kshinka, Albany;	Stacy, Allegany;
Badger, Franklin;	Hanrahan, Erie.

On motion of Mr. Lincoln, at 12 o'clock and 15 minutes, the House adjourned.

THURSDAY, JANUARY 15, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Bridgeman.

The journal of yesterday was read and approved.

Mr. Speaker presented the third annual report of the board of managers of the Buffalo State Asylum for the Insane; which was laid upon the table and ordered printed.

(See Doc. No. 14.)

Mr. Alvord presented the report of the trustees of the New York Asylum for Idiots; which was laid upon the table and ordered printed.

(See Doc. No. 13.)

Pursuant to rule 26th, Mr. Speaker announced the order of business, "The consideration of proposed amendments to the Constitution."

Whereupon the House proceeded, in committee of the whole, to the consideration of the proposed amendments to the Constitution.

And after some time spent therein, Mr. Lincoln, from said committee, reported:

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendment to article two of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article two of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following:

Concurrent resolution proposing amendments to article two of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That sections one and two of article two of the Constitution be amended so as to read as follows:

"SECTION 1. Every male citizen of the age of twenty-one years who shall have been a citizen for ten days, and an inhabitant of this State one year next preceding an election, and for the last four months a resident of the county, and for the last thirty days a resident of the election district in which he may offer his vote, shall be entitled to vote at such election in the election district of which he shall at the time be a resident, and not elsewhere, for all officers that now are or hereafter may be elective by the people, and upon all questions which may be submitted to the vote of the people; provided that, in time of war, no elector in the actual military service of the State, or of the United States, in the army or navy thereof, shall be deprived of his vote by reason of his absence from such election district; and the Legislature shall have power to provide the manner in which and the time and place at which such absent electors may vote, and for the return and canvass of their votes in the election districts in which they respectively reside.

"§ 2. No person who shall receive, expect or offer to receive, or pay, offer or promise to pay, contribute, offer or promise to contribute to another, to be paid or used, any money or other valuable thing as a compensation or reward for the giving or withholding a vote at an election, or who shall make any promise to influence the giving or withholding any such vote, or who shall make or become directly or indirectly interested in any bet or wager depending upon the result of any election, shall vote at such election; and upon challenge for such cause, the person so challenged, before the officers authorized for that purpose shall receive his vote, shall swear or affirm before such officers that he has not received or offered, does not expect to receive, has not paid, offered or promised to pay, contributed, offered or promised to contribute to another, to be paid or used, any money or other valuable thing as a compensation or reward for the giving or withholding a vote at such election, and has not made any promise to influence the giving or withholding of any such vote, nor made or become directly or indirectly interested in any bet or wager depending upon the result of such election. The Legislature, at the session thereof next after the adoption of this section, shall, and from time to time thereafter may, enact laws excluding from the right of suffrage all persons convicted of bribery or of any infamous crime."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendment to article three of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article three of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following:

Concurrent resolution proposing amendments to article three of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That sections one, four, five, six, seven and eight of article three of the Constitution be amended so as to read as follows:

"ARTICLE III.

"SECTION 1. The legislative power of this State shall be vested in a Senate and an Assembly."

"§ 4. An enumeration of the inhabitants of the State shall be made

under the direction of the Legislature in the year one thousand eight hundred and seventy-five, and in every tenth year thereafter.

"§ 5. The Assembly shall consist of one hundred and twenty-eight members, elected for one year. The members of Assembly shall be apportioned among the several counties of the State by the Legislature, as nearly as may be, according to the number of their respective inhabitants, excluding aliens, and shall be chosen by single districts. The Assembly districts shall remain as at present organized, until after the enumeration of the inhabitants of the State in the year eighteen hundred and seventy-five. The Legislature, at its first session after the return of every enumeration, shall apportion the members of Assembly among the several counties of the State in manner aforesaid, and the board of supervisors in such counties as may be entitled, under such apportionment, to more than one member, except the city and county of New York, and in said city and county the board of aldermen of said city shall assemble at such time as the Legislature making such apportionment shall prescribe, and divide their respective counties into Assembly districts, each of which districts shall consist of convenient and contiguous territory equal to the number of members of Assembly to which such counties shall be entitled, and shall cause to be filed in the offices of the Secretary of State and the clerks of their respective counties a description of such districts, specifying the number of each district and the population thereof, according to the last preceding enumeration, as near as can be ascertained, and the apportionment and districts shall remain unaltered until another enumeration shall be made as herein provided. No town shall be divided in the formation of Assembly districts. Every county heretofore established and separately organized, except the county of Hamilton, shall always be entitled to one member of the Assembly, and no new county shall be hereafter erected unless its population shall entitle it to a member. The county of Hamilton shall elect with the county of Fulton until the population of the county of Hamilton shall, according to the ratio, be entitled to a member. But the Legislature may abolish the said county of Hamilton, and annex the territory thereof to some other county or counties. Nothing in this section shall prevent division at any time of counties and towns, and the erection of new towns and counties by the Legislature.

"§ 6. Each member of the Legislature shall receive for his services an annual salary of one thousand five hundred dollars. The members of either house shall also receive the sum of one dollar for every ten miles they shall travel, in going to and returning from their place of meeting, once in each session, on the most usual route. Senators, when the Senate alone is convened in extraordinary session, or when serving as members of the court for the trial of impeachments, and such members of the Assembly, not exceeding nine in number, as shall be appointed managers of an impeachment, shall receive an additional allowance of ten dollars a day.

"§ 7. No member of the Legislature shall receive any civil appointment within this State, or the Senate of the United States, from the Governor, the Governor and Senate, or from the Legislature, or from any city government during the time for which he shall have been elected; and all such appointments and all votes given for any such member, for any such office or appointment, shall be void.

"§ 8. No person shall be eligible to the Legislature, who, at the time of his election is, or within one hundred days previous thereto, has been a

member of Congress, a civil or military officer under the United States, or an officer under any city government. And if any person shall, after his election as a member of the Legislature, be elected to Congress, or appointed to any office, civil or military, under the government of the United States, or under any city government, his acceptance thereof shall vacate his seat.

"And that the following additional sections be added to said article three of the Constitution :

"§ 17. No act shall be passed which shall provide that any existing law, or any part thereof, shall be made or deemed a part of said act, or which shall enact that any existing law, or any part thereof, shall be applicable, except by inserting it in such act.

"§ 18. The Legislature shall not pass a private or local bill in any of the following cases :

"Changing the names of persons.

"Laying out, opening, altering, working or discontinuing roads, highways or alleys, or for draining swamps or other low lands.

"Locating or changing county seats.

"Providing for changes of venue in civil or criminal cases.

"Incorporating villages.

"Providing for election of members of boards of supervisors.

"Selecting, drawing, summoning or impaneling grand or petit jurors.

"Regulating the rate of interest on money.

"The opening and conducting of elections or designating places of voting.

"Creating, increasing or decreasing fees, percentage or allowances of public officers, during the term for which said officers are elected or appointed.

"Granting to any corporation, association or individual, the right to lay down railroad tracks.

"Granting to any private corporation, association or individual, any exclusive privilege, immunity or franchise whatever.

"Providing for building bridges, and chartering companies for such purposes, except on the Hudson river below Waterford, and on the East river, or over the waters forming a part of the boundaries of the State.

"The Legislature shall pass general laws providing for the cases enumerated in this section, and for all other cases which in its judgment may be provided for by general laws. But no law shall authorize the construction or operation of a street railroad except upon the condition that the consent of the owners of one-half in value the property bounded on, and the consent also of the local authorities having the control of that portion of a street or highway upon which it is proposed to construct or operate such railroad be first obtained, or in case the consent of such property owners cannot be obtained, the general term of the supreme court in the district in which it is proposed to be constructed, may, upon application, appoint three commissioners who shall determine, after a hearing of all parties interested, whether such railroad ought to be constructed or operated, and their determination, confirmed by the court, may be taken in lieu of the consent of the property owners.

"§ 19. The Legislature shall neither audit nor allow any private claim or account against the State, but may appropriate money to pay such claims as shall have been audited and allowed according to law.

"§ 20. Every law which imposes, continues or revives a tax shall distinctly state the tax and the object to which it is to be applied, and it shall not be sufficient to refer to any other law to fix such tax or object.

"§ 21. On the final passage, in either house of the Legislature, of any act which imposes, continues or revives a tax, or creates a debt or charge, or makes, continues or revives any appropriation of public or trust money or property, or releases, discharges or commutes any claim or demand of the State, the question shall be taken by yeas and nays, which shall be duly entered upon the journals, and three-fifths of all the members elected to either house shall, in all such cases, be necessary to constitute a quorum therein.

"§ 22. There shall be in the several counties, except in cities whose boundaries are the same as those of the county, a board of supervisors, to be composed of such members, and elected in such manner, and for such period, as is, or may be, provided by law. In any such city the duties and powers of a board of supervisors may be devolved upon the common council or board of aldermen thereof.

"Section seventeen of said article is hereby made section twenty-three of the proposed amendment, and is amended so as to read as follows:

"§ 23. The Legislature shall, by general laws, confer upon the boards of supervisors of the several counties of the State such further powers of local legislation and administration as the Legislature may from time to time deem expedient.

"§ 24. The Legislature shall not, nor shall the common council of any city, nor any board of supervisors, grant any extra compensation to any public officer, servant, agent or contractor.

"§ 25. Sections seventeen and eighteen of this article shall not apply to any bill or the amendments to any bill, which shall be reported to the Legislature by commissioners, who have been appointed pursuant to law to revise the statutes."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendments to article four of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article four of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following:

Concurrent resolution proposing amendments to article four of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That sections one, two, four, eight and nine of article four of the Constitution be amended so as to read as follows :

"SECTION 1. The executive power shall be vested in a Governor who shall hold his office for three years; a Lieutenant-Governor shall be chosen at the same time, and for the same term. The Governor and Lieutenant-Governor elected next preceding the time when this section shall take effect shall hold office during the term for which they were elected.

"§ 2. No person shall be eligible to the office of Governor or Lieutenant-Governor except a citizen of the United States, of the age of not less than thirty years, and who shall have been five years next preceding his election a resident of this State.

"§ 4. The Governor shall be commander-in-chief of the military and naval forces of the State. He shall have power to convene the Legislature (or the Senate only) on extraordinary occasions. At extraordinary sessions no subject shall be acted upon, except such as the Governor may recommend for consideration. He shall communicate by message to the Legislature at every session the condition of the State, and recommend such matters to them as he shall judge expedient. He shall transact all necessary business with the officers of government, civil and military. He shall expedite all such measures as may be resolved upon by the Legislature, and shall take care that the laws are faithfully executed. He shall receive for his services an annual salary of ten thousand dollars, and there shall be provided for his use a suitable and furnished executive residence.

"§ 8. The Lieutenant-Governor shall receive for his services an annual salary of five thousand dollars, and shall not receive or be entitled to any other compensation, fee or perquisite, for any duty or service he may be required to perform by the Constitution or by law.

"§ 9. Every bill which shall have passed the Senate and Assembly shall, before it becomes a law, be presented to the Governor; if he approve he shall sign it; but if not, he shall return it with his objections to the House in which it shall have originated, which shall enter the objections at large on the journal, and proceed to reconsider it. If, after such reconsideration, two-thirds of the members elected to that House shall agree to pass the bill, it shall be sent together with the objections to the other House, by which it shall likewise be reconsidered; and if approved by two-thirds of the members elected to that House, it shall become a law notwithstanding the objections of the Governor. In all such cases, the votes in both Houses shall be determined by yeas and nays, and the names of the members voting shall be entered on the journal of each House respectively. If any bill shall not be returned by the Governor within ten days (Sundays excepted) after it shall have been presented to him, the same shall be a law in like manner as if he had signed it, unless the Legislature shall, by their adjournment, prevent its return; in which case it shall not become a law without the approval of the Governor. No bill shall become a law after the final adjournment of the Legislature, unless approved by the Governor within thirty days after such adjournment. If any bill presented to the Governor contain several items of appropriation of money, he may object to one or more of such items, while approving of the other portion of the bill. In such case, he shall append to the bill, at the time of signing it, a statement of the items to which he objects; and the appropriation so

objected to shall not take effect. If the Legislature be in session, he shall transmit to the House in which the bill originated a copy of such statement, and the items objected to shall be separately reconsidered. If, on reconsideration, one or more of such items be approved by two-thirds of the members elected to each House, the same shall be part of the law, notwithstanding the objections of the Governor. All the provisions of this section, in relation to bills not approved by the Governor, shall apply in cases in which he shall withhold his approval from any item or items contained in a bill appropriating money."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators ;

And whereas, Such election has taken place and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution ; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendments to article fifth of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article fifth of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following:

Concurrent resolution proposing amendments to article five of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz :

"That article five of the Constitution be amended so as to read as follows :

"§ 1. The Comptroller and Secretary of State shall be chosen at the same general election, and for the same term, as the Governor. The persons holding the offices at the time when this section shall take effect shall continue to hold the same until the first day of January next succeeding the first election of Comptroller and Secretary of State, pursuant to the provisions hereof, and shall each receive a salary to be fixed by law, for such time as they may hold such offices beyond the term for which they shall have been elected.

"§ 2. The Attorney-General and State Engineer and Surveyor shall be appointed by the Governor, with the consent of the Senate, and hold their offices until the end of the term of the Governor by whom they shall be nominated, and until their successors are appointed. No person shall be appointed State Engineer and Surveyor who is not a practical engineer.

"§ 3. A Superintendent of State Prisons shall be appointed by the Governor, with the consent of the Senate, and hold his office for five years, unless sooner removed; he shall give security in such amount,

and with such sureties, as shall be required by law for the faithful discharge of his duties; he shall have the superintendence, management and control of the State prisons, subject to such laws as now exist or may hereafter be enacted; he shall appoint the agents, wardens, physicians and chaplains of the prisons. The agent and warden of each prison shall appoint all other officers of such prison, except the clerk, subject to the approval of the same by the Superintendent. The Comptroller shall appoint the clerks of the prisons. The Superintendent shall have all the powers and perform all the duties, not inconsistent herewith, which have heretofore been had and performed by the Inspectors of State Prisons; and from and after the time when such Superintendent of State Prisons shall have been appointed and qualified, the office of Inspector of State Prisons shall be and is hereby abolished. The Governor may remove the Superintendent for cause at any time, giving to him a copy of the charges against him, and an opportunity to be heard in his defense.

“§ 4. The Treasurer shall be chosen by the Senate and Assembly in joint ballot, and hold his office for three years, and until his successor shall be chosen and qualified. He shall, before entering upon the duties of his office, give such security as may be required by law. He may be suspended from office by the Governor during the recess of the Legislature, and until thirty days after the commencement of the next session of the Legislature, whenever it shall appear to him that such Treasurer has, in any particular, violated his duty. The Governor shall appoint a competent person to discharge the duties of the office during such suspension of the Treasurer.

“§ 5. The Lieutenant-Governor, Comptroller, Secretary of State, Attorney-General, Treasurer and State Engineer and Surveyor shall be the Commissioners of the Land Office. The office of the Commissioner of the Canal Fund is abolished, and all the powers and duties heretofore had or performed by the Commissioners of the Canal Fund shall hereafter be had and performed by the Comptroller. The Canal Board shall consist of the Lieutenant-Governor, Secretary of State, Treasurer, Attorney-General, State Engineer and Surveyor, and Superintendent of Public Works.

“§ 6. A Superintendent of Public Works shall be appointed by the Governor, with the consent of the Senate, and to hold his office until the end of the term of the Governor by whom he was nominated and until his successor is appointed. He shall receive for his services a compensation to be fixed by law. He shall be required by law to give security for the faithful execution of his office, before entering upon the duties thereof. He shall be charged with the execution of all laws relating to the repair and navigation of the canals; and also of those relating to the construction and improvement of the canals, except so far as the execution of the laws relating to such construction or improvement shall be confided to the State Engineer and Surveyor. Subject to the control of the Legislature, he shall make the rules and regulations for the navigation or use of the canals. He may be suspended or removed from office by the Governor, whenever in his judgment the public interest shall so require; but in case of removal of such Superintendent of Public Works from office, the Governor shall file with the Secretary of State a statement of the cause of such removal, and shall report such removal and the cause thereof to the Legislature at its next session.

“§ 7. The Superintendent of Public Works shall appoint not more

than three Assistant Superintendents, whose duties shall be prescribed by him, subject to modification by the Legislature, and who shall receive for their services a compensation to be fixed by law. They shall hold their office for three years, subject to suspension or removal by the Superintendent of Public Works, whenever in his judgment the public interest shall so require. Any vacancy in the office of any such Assistant Superintendent shall be filled, for the remainder of the term for which he was appointed, by the Superintendent of Public Works; but in case of the suspension or removal of any such Assistant Superintendent by him, he shall at once report to the Governor, in writing, the cause of such removal. All other persons employed in the care and management of the canals, except collectors of tolls, and those in the department of the State Engineer and Surveyor, shall be appointed by the Superintendent of Public Works, and be subject to suspension or removal by him.

"§ 8. The office of Canal Commissioner is abolished from and after the appointment and qualification of the Superintendent of Public Works, until which time the Canal Commissioners shall continue to discharge their duties as now provided by law. The Superintendent of Public Works shall perform all the duties of the Canal Commissioners and Board of Canal Commissioners, as now declared by law, until otherwise provided by the Legislature.

"§ 9. The Governor, by and with the consent of the Senate, shall have power to fill vacancies in the offices in this article named, except as herein otherwise provided; or, if the Senate be not in session, he may grant commissions, which shall expire at the end of the next succeeding session of the Senate.

"§ 10. The Attorney-General, State Engineer and Surveyor, and Treasurer in office at the time this article shall take effect shall hold their offices until their successors are appointed.

"§ 11. The powers and duties of the respective boards, and of the several officers in this article named, shall, except as herein otherwise provided, be such as now are, or hereafter may be, prescribed by law.

"§ 12. All offices for the weighing, gauging, measuring, culling or inspecting any merchandise, produce, manufacture or commodity whatever, are hereby abolished, and no such office shall hereafter be created by law; but nothing in this section contained shall abrogate any office created for the purpose of protecting the public health or the interest of the State in its property, revenue, tolls or purchases, or of supplying the people with correct standards of weights and measures, or shall prevent the creation of any office for such purposes hereafter."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Beebe moved to recommit said amendments to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendment to article six of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing an amendment to article six of the Constitution," and instructed their chairman to report the same to the House and recommend its passage, in the words following :

Concurrent resolution proposing an amendment to article six of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz. :

"That section eighteen of article six of the Constitution be amended so as to read as follows :

"§ 18. The electors of the several towns shall, at their annual town meeting and in such manner as the Legislature may direct, elect justices of the peace, whose term of office shall be four years. In case of an election to fill a vacancy occurring before the expiration of a full term, they shall hold for the residue of the unexpired term. Their number and classification may be regulated by law. Justices of the peace and judges or justices of inferior courts, not of record, and their clerks, may be removed, after due notice and an opportunity of being heard by such courts as may be prescribed by law, for causes to be assigned in the order of removal. Judicial officers of courts not of record, in the several cities of the State having a population of not less than three hundred thousand, shall be appointed by the Governor, with the consent of the Senate, for a term of four years, and shall be subject to removal, after due notice and an opportunity of being heard by such courts as may be prescribed by law, for causes to be assigned in the order of removal. All other judicial officers in cities, whose election or appointment is not otherwise provided for in this article, shall be chosen by the electors of cities or appointed by some local authorities thereof."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Weed offered for the consideration of the House a resolution, in the words following :

Resolved, That the Secretary of State be requested to report to this

House what publication, if any, was made of the several concurrent resolutions proposing amendments to the Constitution of this State, passed by the Legislature of 1873.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Resolved, That the use of the Assembly chamber be granted to the State Agricultural Society, for the annual meeting of the society, on Wednesday, January 21, at twelve o'clock m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Prince presented a petition of C. S. Lozier and others asking an amendment of the Constitution relative to suffrage; which was read and referred to the committee on the judiciary.

Mr. Alvord presented a petition of the officers and members of the Women's Tax Payers' Association of Rochester for either representation or relief from taxation; which was read and referred to the committee on the judiciary.

Mr. Prince presented a petition of C. S. Lozier and others in relation to taxation without representation; which was read and referred to the committee on the judiciary.

Mr. Bordwell presented a petition of the citizens of the town of Newfane, Niagara county, to enable the Wesleyan Methodist Church Society to purchase real estate; which was read and referred to the committee on charitable and religious societies.

Mr. Brewer introduced a bill entitled "An act to authorize the extension of the time for the collection of taxes in the several towns of the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Beecher introduced a bill entitled "An act to authorize the erection of a swing bridge over the Chenango canal, on South Main street, in the village of Norwich," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Griffin introduced a bill entitled "An act to confirm and legalize the bonds issued on behalf of the town of Andes, in Delaware county, State of New York, to raise money to pay bounties to volunteers for the war of the rebellion, and to cause the amount due upon two bonds to be collected and paid to Eleanor and Bettie Hamilton," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. G. W. Smith introduced a bill entitled "An act to incorporate the Buffalo Orpheus Musical Society," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. G. Pope introduced a bill entitled "An act establishing a ferry from the farm of Clark P. Ives, of the county of Essex, across Lake Champlain," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. W. Miller introduced a bill entitled "An act authorizing the commissioners of highways of the town of Russia, in the county of Herki-

mer, to build a bridge across the West Canada creek at a place called the 'Ledge,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Melvin introduced a bill entitled "An act to repeal a portion of section 2 of an act entitled 'An act in reference to the summoning of jurors in the county of Kings, and fixing the compensation of the sheriff therefor,' passed April 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Lockwood introduced a bill entitled "An act authorizing Union Free School District No. 1, of the town of Athens, to issue bonds and to borrow money for the purpose of erecting school buildings and purchasing a site," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Colahan introduced a bill entitled "An act to improve Fourth street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Also, the bill entitled "An act to authorize the admission of attorneys and counselors at law of the supreme court of the United States to practice in the supreme court of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Donahue introduced a bill entitled "An act to amend an act entitled 'An act to amend the charter of the city of Brooklyn, and the various amendments thereof,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Berri introduced a bill entitled "An act to incorporate united medical societies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bennett introduced a bill entitled "An act to incorporate the Brooklyn Elevated, Silent, Safety Railway Company for the purposes of providing rapid transit through the city of Brooklyn, Kings county, to Woodhaven in the town of Jamaica, in the county of Queens, and the State of New York, and to provide for constructing and operating a railway therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Waehner introduced a bill entitled "An act to regulate the carrying of passengers by local or street railroad companies in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to amend an act entitled 'An act to create a board of commissioners of emigration, and to confer certain powers thereon,' passed April 26, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Blessing introduced a bill entitled "An act to authorize the construction of a railroad in Forty-second street, and certain other streets

and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Biglin introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the People's Water Transit Company,' passed April 23, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Wagstaff introduced a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. C. S. Spencer introduced a bill entitled "An act in relation to the Ninth Regiment, National Guard, of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the New York Mortgage and Trust Company,' passed May 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Comstock introduced a bill entitled "An act ceding to the United States of America jurisdiction over certain lands in this State for light house purposes, and exempting the same from taxation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on federal relations.

Mr. Parry introduced a bill entitled "An act in relation to petit jurors for the county courts and courts of sessions, in the county of Oneida," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend the Revised Statutes in relation to the drawing of jurors," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act to amend chapter 833 of the Laws of 1873, entitled 'An act to regulate the fees of coroners,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Stephens introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in Richmond county, N. Y.,' passed April 24, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act to amend an act entitled 'An act to establish communication between Richmond county and New Jersey, incorporating the Tubular Transit Company of Staten Island,' passed June 9, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, the bill entitled "An act to incorporate the Maritime Association of the port of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Lynde introduced a bill entitled "An act to regulate the rates for the transportation of freight on all the railroads of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act making it compulsory upon parents and guardians to send to school the children under their charge," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Shattuck introduced a bill entitled "An act to amend an act entitled 'An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Beebe introduced a bill entitled "An act for the disposition of excise moneys and fines for intoxication within the village of Monticello," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Also, the bill entitled "An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Also, the bill entitled "An act to amend chapter 121 of Laws of 1871, entitled 'An act authorizing the assessment of highway labor upon the Jeffersonville and Monticello turnpike road,' passed March 23, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Yates introduced a bill entitled "An act to amend chapter 381 of the Laws of 1873, entitled 'An act for the preservation of fish,' etc., passed May 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Clark offered for the consideration of the House a resolution, in the words following:

Resolved, That 2,000 copies of the list of standing committees of the Assembly be printed for the use of the members of this House.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Prince presented concurrent resolutions proposing amendments to articles 2, 3, 4, 5, 6, 7, 8, 10 and 12, and additional articles to be known as articles 15 and 16.

On motion of Mr. Prince, said resolutions were ordered printed and referred to the committee of the whole.

Mr. Shattuck offered for the consideration of the House a resolution, in the words following:

Resolved, That 2,500 copies of the annual report of the New York Institution for the Instruction of the Deaf and Dumb be printed for the use of the officers of the institution, and 1,000 for the use of the Superintendent of Public Instruction, and 1,000 for the use of the Assembly.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Whereas, No proper room exists in the capitol building for the use of the judiciary committee, and under resolution of the House, a room was therefore procured for said committee in 1873; therefore,

Resolved, That the sergeant-at-arms be authorized to procure a suitable room in the vicinity of the capitol for the use of said committee.

Mr. Alberger moved to amend said preamble and resolution by inserting after the word "committee" the words "and canal committee," and change the words "a suitable room" to "suitable rooms."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution as amended, and it was determined in the affirmative, a majority of all the members present voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Comstock	Jones	Simon
Allen	Davis	Kshinka	Sloan
Alvord	Deane	Lincoln	H. Smith
Bassett	Denniston	Lockwood	Snyder
Batcheller	Dickson	McAfee	Speaker
Beecher	Eastman	Melvin	C. S. Spencer
Bennett	Ely	Morey	G. W. Spencer
Biglin	Farrar	O'Callaghan	Stacy
Blumenthal	Fish	Parry	Stover
Bordwell	Gregory	Persons	Sunderlin
Bostwick	Griffin	Petty	Taylor
Braman	Gurnee	Phillips	Tewksbury
Brewer	Hanrahan	Philpot	Wagstaff
Brown	Hazelton	S. G. Pope	Wight
Bulkley	Hiller	Sanford	Winfield
Burritt	Holden	Scherman	C. B. Wood
Chadwick	Houghton	Schifferdecker	P. Woods
Clark	Hussey	Sherwood	Worth

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That 500 copies of the annual report of the trustees of the Idiot Asylum be printed for the use of said trustees.

Ordered, That said resolution be referred to the committee on public printing.

A message from the Senate was received and read, requesting concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That the postmaster of each House be assigned the duty of weighing and stamping all documents sent by mail or express, and entering in a book to be kept by him for that purpose the amount of postage or express charge thereon, reporting to the Clerk of the respective Houses the aggregate thereof weekly; and that the assistant postmaster of each House be charged with the duty of entering in a book to be kept by him for that purpose an accurate account of all documents, with the postage or express charges paid thereon, transmitted from the post-office of their respective Houses by mail or express,

and that they report the aggregate thereof weekly to the respective Clerks of the Senate and Assembly; and that the Clerks of the Senate and Assembly, from time to time, furnish to the postmaster of each House, respectively, the stamps requisite for carrying into execution the foregoing resolution, and an account thereof to be kept by them in books to be by them provided for that purpose; and that the books kept by the postmaster and assistant postmaster above specified be, at all times, open to the inspection of the Clerks and members of each House respectively.

Mr. Lincoln moved that said resolution be substituted for the Assembly resolution on the same subject.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Wagstaff, at 1 o'clock and 35 minutes, the House adjourned.

FRIDAY, JANUARY 16, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Bridgeman.

The journal of yesterday was read and approved.

Mr. Speaker presented the annual report of the State Engineer and Surveyor on the canals; which was laid upon the table and ordered printed.

(See Doc. No. 24.)

Also, the thirty-eighth annual report of the managers of the New York Institution for the Blind; which was laid upon the table and ordered printed.

(See Doc. No. 16.)

Also, the annual report of the commissioners for the erection of the State Reformatory, Elmira, N. Y.; which was laid upon the table and ordered printed.

(See Doc. No. 18.)

Also, the third annual report of the State Homœopathic Asylum for the Insane, at Middleton; which was laid upon the table and ordered printed.

(See Doc. No. 17.)

Also, the forty-ninth annual report of the Society for the Reformation of Juvenile Delinquents of the city of New York; which was laid upon the table and ordered printed.

(See Doc. No. 19.)

Also, the report of the Thomas Orphan Asylum for Destitute Indians and Orphans; which was laid upon the table and ordered printed.

(See Doc. No. 15.)

Also, a communication from His Excellency the Governor transmitting the report of the sanitary committee of the board of health of the health

department of the city of New York; which was laid upon the table and ordered printed.

(See Doc. No. 23.)

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to provide for the payment of certain bonds of the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor, and provide for the payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Speaker presented a communication from his Excellency the Governor, transmitting a communication from the board of health of New York city, in relation to running cheap morning and evening trains entering the city of New York; which was laid upon the table and ordered printed.

(See Doc. No. 20.)

Also, a communication from his Excellency the Governor, transmitting the report of Mr. William E. Warren, regarding the late defalcation in the treasury department.

On motion of Mr. Batcheller said report was ordered printed and referred to the committee on ways and means.

Mr. Alvord presented the annual report of the superintendent of the Onondaga Salt Springs; which was laid upon the table and ordered printed.

(See Doc. No. 22.)

Mr. Barrow presented a petition of John J. Jackson and others, inhabitants of the town of Onondaga, for laying out a highway on the north line of the Onondaga Indian Reservation, and also to authorize the commissioners of highways in said town to exercise control thereof; which was read and referred to the committee on roads and bridges.

Also, the petition of W. W. Newman and others, of the town of Onondaga, asking for appropriation to build bridge over Onondaga creek; which was read and referred to the committee on ways and means.

Mr. Lockwood presented a petition of the board of education of the town of Athens to issue bonds; which was read and referred to the committee on public education.

Mr. G. Pope presented a petition of thirty residents of Essex, asking for appropriation of certain highway taxes; which was read and referred to the committee on roads and bridges.

Mr. Knapp presented a petition to change time of electing trustees of the Camp Meeting Association of the M. E. Church; which was read and referred to the committee on charitable and religious societies.

Mr. Hiller presented a petition of citizens of the town of Kiantone, Chautauqua county, for the sale of cemetery lands; which was read and referred to the committee on charitable and religious societies.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the admission of attorneys and counselors at law of the supreme court of the United States to practice in the supreme court of the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act for the relief of John George Melburn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on judiciary be discharged from the further consideration of the bill entitled "An act for the relief of the Bond Street Homœopathic Dispensary of the city of New York," and that the same be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the city of Rochester to issue the last installment of its bonds in aid of the Rochester and State Line Railway Company in advance of the terms and conditions specified in the act entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Rochester and State Line Railway Company, and to take bonds of that company therefor,' passed April 6, 1872," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Taylor, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Houghton	Ryan
Alberger	Comstock	Hussey	Sanford
Alvord	Coughlin	Jones	Scherman
Badger	Deane	Kshinka	Schifferdecker
Barrow	Dickson	Leake	Sherwood
Batcheller	Donahue	Lincoln	Simon
Beebe	Eastman	Lynde	Sloan
Beecher	Ely	Mackin	J. W. Smith
Bennett	Fish	Manley	Snyder
Berri	Foote	McAfee	Speaker
Biglin	Goss	Melvin	C. S. Spencer
Blessing	Gregory	Morey	Stover
Bordwell	Griffin	Murray	Taylor
Braman	Gurnee	Parry	Tewksbury
Brewer	Hammond	Patten	Townsend
Brown	Hanrahan	Petty	Vedder
Bulkley	Hardy	Phillips	Waehner
Burritt	Hayes	Philpot	Wagstaff

Coffey	Hazelton	G. Pope	West
Carpenter	Healey	S. G. Pope	Wight
Chadwick	Hiller	Quinn	Winfield
Clark	Holden	Witbeck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Phillips introduced a bill entitled "An act to repeal chapter 907 of the Laws of 1869, entitled 'An act to amend an act entitled An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850, so as to prevent municipal corporations to aid in the construction of railroads," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. G. Pope introduced a bill entitled "An act to facilitate the construction of the New York and Canada railroad, and re-appropriating certain moneys to aid in the construction of said road," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Eastman introduced a bill entitled "An act to encourage and promote education in Union Free School District No. 5, in the town of Rhinebeck," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, the bill entitled "An act in relation to the compensation of overseer of the poor of the town of Rhinebeck, Dutchess county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the Rhinebeck Gas Company,' passed May 1, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Philpot introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Barrow introduced a bill entitled "An act to authorize the laying out of public highways upon and across the Onondaga Indian Reservation, in the town of Onondaga, in the county of Onondaga," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on Indian affairs.

Mr. Alberger introduced a bill entitled "An act to amend the several acts in relation to the Industrial Exhibition Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Stephens introduced a bill entitled "An act to amend chapter 196 of the Laws of 1854, regulating pilotage of the port of New York," passed March 17, 1865," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

M. Melvin introduced a bill entitled "An act for the relief of persons assessed for the building of a main sewer in Third avenue, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Blessing introduced a bill entitled "An act to incorporate the Metropolitan Safe Deposit Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Vedder introduced a bill entitled "An act to incorporate the McCoy fund," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Kirk introduced a bill entitled "An act to authorize the construction of a railroad from the ferry at foot of Chamber street, North river, through certain streets in the city of New York, to the ferry at foot of Wall street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Waehner introduced a bill entitled "An act to amend an act entitled 'An act in relation to the supervisors of the county of New York,' passed June 14, 1873, being chapter 783 of the Laws of 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Barrow offered for the consideration of the House a resolution, in the words following :

Resolved, That all committees to whom bills for special charters or acts of incorporation (excepting for municipal purposes) shall be referred, be required, at the time when any such bill shall be reported to this House to state whether the objects sought to be attained by such bill cannot be attained through some one of the general acts of this State, and if such objects cannot be so attained to state in what particular or particulars the general act, if any, to which the bill properly relates fails to cover such objects.

Ordered, That said resolution be referred to the committee on rules.

Mr. Beebe offered for the consideration of the House a resolution, in the words following :

Resolved, That after to-day, and during the remainder of the session, the reading desk of the Clerk be placed at the center of the Clerk's desk.

Mr. Alvord moved that said resolution be referred to the Speaker and Clerk, with power to act in the matter immediately.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 52 }
{ NOES 53 }

Those who voted in the affirmative, were

Alberger	Bulkley	Hiller	Prince
Alvord	Burritt	Hussey	Sherwood
Badger	Coffey	Landfield	Sloan
Barrow	Chadwick	Law	H. Smith
Bassett	Clark	Lincoln	Stacy
Batcheller	Comstock	Lockwood	Stover
Beecher	Donahue	McAfee	Sunderlin
Bennett	Eastman	W. Miller	Townsend
Berri	Farrar	Oakley	Vedder
Biglin	Goss	Persons	Wagstaff
Bordwell	Gregoty	Petty	Weed

Braman	Griffin	Phillips	West
Brown	Hardy	S. G. Pope	Wight

Those who voted in the negative, were

Abeel	Foot	Lynde	Schifferdecker
Beebe	Hammond	Mackin	Shattuck
Blessing	Hanrahan	McQueen	Simon
Blumenthal	Hayes	Melvin	Snyder
Brewer	Hazleton	Murray	C. S. Spencer
Carpenter	Healey	Parry	G. W. Spencer
Cleary	Hoag	Patten	Stephens
Coughlin	Holden	Philpot	Taylor
Daly	Kirk	G. Pope	Tewksbury
Davis	Knapp	Quinn	Waehner
Deane	Kshinka	Ryan	Whitbeck
Denniston	Lawrence	Sanford	Winfield
Ely	Leake	Scherman	C. B. Wood
Fish			

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Batcheller,

Resolved, That the comptroller be respectfully requested to transmit to the chairman of the committee of ways and means of this House, the papers relating to the claim of John Phillips, now on file in his office, for the purpose of representation of the same to the House.

Mr. Beecher offered for the consideration of the House a resolution, in the words following:

Whereas, The public buildings now in process of construction by the State, to wit: the new capitol, the Hudson River Hospital at Poughkeepsie, the asylums at Buffalo and Middletown, and the reformatory or State prison at Elmira, estimated to cost in the aggregate \$6,180,000, have already cost the State the sum of \$7,258,000, all of which are far from completion; and

Whereas, The present estimated cost, when completed in accordance with their architectural design, reaches the sum of \$23,600,000; and

Whereas, The present constructive management is in the hands or under the control of commissioners representing localities more or less interested in structures unnecessarily ornate and expensive; therefore,

Resolved (if the Senate concur), That a joint select committee of three Senators and five members of this House, be appointed to inquire into and investigate this subject, and report at an early day, by bill or otherwise, any change that may be deemed advisable both to facilitate construction and lessen expense to the overburdened tax payers of the State;

Resolved (if the Senate concur), That the suggestions of the Executive, in his message to the Legislature, that the construction of all buildings, to be erected by the State should be under a single supervising architect, competent to the task, meets with the hearty approval and concurrence of this House.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

On motion of Mr. C. S. Spencer,

Resolved, That the use of the Assembly chamber be given to the Military Association of the State of New York, for the evening of January 28th instant.

Mr. Vedder offered for the consideration of the House resolutions, in the words following :

Whereas, The right of the Hon. George Scherman to sit as a member of Assembly from the Eighth district of the city of New York is contested by Martin Nachtmann of said district ; and

Whereas, The investigation of the merits of said controversy is committed to the committee on privileges and elections ; and

Whereas, Said investigation will in the main be carried on in the city of New York ; and

Whereas, To properly conduct said investigation a clerk and messenger are necessary, said committee not having them ; therefore,

Resolved, That John W. Vedder be and he hereby is appointed clerk of said committee, for and during the period of one hundred days, at five dollars per day.

Resolved, That Cyrus G. McKay be and he hereby is appointed messenger, for and during the period of one hundred days, at three dollars per day.

Ordered, That said resolutions be referred to the committee on expenditures of the House.

On motion of Mr. Phillips,

Resolved, That the Auditor of the Canal Department be requested to furnish to this Assembly a detailed statement, in tabular form, of the amount paid by the State since 1846 for furnishing the canals of this State with water, including the erection of dams for feeders and damage for lands, and also a list of the names of persons or firms who are drawing water from the canals for mechanical purposes, and for what purposes it is used, and the amount of rent received from each person or firm.

Mr. Alberger offered for the consideration of the House a resolution, in the words following :

Resolved, That 1,500 copies of the financial report of the Auditor be printed for the use of the department, and 1,500 copies for the use of the Assembly.

Ordered, That said resolution be referred to the committee on public printing.

On motion of Mr. Beebe,

Resolved, That the Speaker and Clerk have power to arrange the reading desk of the Clerk, in accordance with the resolution adopted this morning.

On motion of Mr. Bennett,

Whereas, Previous to the last general election in this State, there was much public discussion in regard to the alleged culpability of the Comptroller's Department, in its failure to discover at an earlier date the thefts that took place in the Treasurer's office during the months of August and September, 1873 ; therefore,

Resolved, That it be referred to the committee on ways and means to ascertain and report to the Assembly the facts concerning said matter, and whether any, and, if so, what duty was neglected in the premises, which by law or usage is required to be performed by the Comptroller's Department.

On motion of Mr. McQueen,

Resolved, That the committee on petitions of aliens be discharged from the further consideration of Assembly bill entitled "An act in relation to lands devised by Harmanus Peek, deceased," and that the same be referred to the judiciary committee.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Resolved, That an iron railing be constructed in the rear of the seats, and that no person other than those entitled to the privileges of the floor be allowed to pass inside the same; that there be three gates in said railing: one in the center aisle, and one each side of the chamber; and that the whole be constructed under the direction of the sergeant-at-arms.

On motion of Mr. Alvord, said resolution was referred to the committee on expenditures of the House.

On motion of Mr. Goss,

Resolved, That the door in the rear of the center aisle be kept open for thirty minutes after the adjournment of each session, and that the sergeant-at-arms be directed to see that the order is enforced.

By unanimous consent, Mr. Alvord presented a protest from Mr. Jacob Messer, contesting the seat now occupied by Hon. George Scherman; which was read and referred to the committee on privileges and elections.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of the proposed amendments to the Constitution.

And after some time spent therein, Mr. Lincoln, from said committee, reported:

Mr. Speaker, the committee of the whole have had under consideration the concurrent resolutions proposing an amendment to the Constitution relative to "Funding of the canal and general fund debts now charged on the canals," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to Constitution relative to funding the canal and general fund debts now charged on the canals, by adding an additional article thereto to be known as article seventeen," and instructed their chairman to report the same to the House and recommend its passage, in the words following:

Concurrent resolutions, proposing an amendment to the Constitution relative to funding the canal and general fund debts now charged on the canals, by adding an additional article thereto, to be known as article 17.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz:

"ARTICLE 17. The commissioners of the canal fund shall borrow, on the credit of the State, such sums as may be necessary for paying the canal and general fund debts now charged on the canals, as the same shall fall due, by the issue and sale of bonds or certificates of stock, having forty years to run from their date, bearing interest at the rate of five per cent per annum, payable semi-annually, for the payment of the principal, whereof at maturity a sinking fund of one per cent per annum shall be established, and the tolls of the canal shall be fixed from time to time by the canal board at rates sufficing, as near as may be, to provide only for said sinking fund the interest on the debt so created, the expenses of collection, superintendence and keeping the canals in repair; and the contribution so created for said sinking fund shall be invested annually by the Comptroller in the bonds or certificates of stock authorized by this article, or in the stocks or bonds of the State of New

York or of the United States, which shall be held for the redemption and payment of the bonds or certificates herein authorized to be issued and sacredly applied to that purpose. All of said debt and interest shall be paid from the revenues of the canals, and no direct tax shall be levied or collected for canal purposes, either for current expenses or repairs, ordinary or extraordinary."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendments to article twelve of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article twelve of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following:

Concurrent resolution proposing an amendment to article twelve of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That article twelve of the Constitution be amended so as to read as follows:

"ARTICLE XII.

"SECTION 1. Members of the Legislature (and all officers, executive and judicial, except such inferior officers as shall be by law exempted), shall, before they enter on the duties of their respective offices, take and subscribe the following oath or affirmation: 'I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of New York, and that I will faithfully discharge the duties of the office of _____, according to the best of my ability;' and all such officers who shall have been chosen at any election shall, before they enter on the duties of their respective offices, take and subscribe the oath or affirmation above prescribed, together with the following addition thereto, as part thereof: 'And I do further solemnly swear (or affirm) that I have not, directly or indirectly, paid, offered or promised to pay, contributed, or offered or promised to contribute, any money or other valuable thing as a consideration or reward for the giving or withholding a vote at the election at which I was elected to said office, and have not made any promise to influence the giving or withholding any such vote,' and no other oath, declaration or test shall be required as a qualification for any office of public trust."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators ;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution ; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendment to articles fifteen and sixteen," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolutions proposing amendments to the Constitution, by adding additional articles thereto, to be known as articles fifteen and sixteen," and instructed their chairman to report the same to the House and recommend its passage, in the words following :

Concurrent resolutions proposing amendments to the Constitution, by adding additional articles thereto, to be known as articles fifteen and sixteen.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz :

"That the Constitution of this State be amended by adding additional articles thereto, to be known as articles fifteen and sixteen, as follows :

"ARTICLE XV.

"SECTION 1. Any person holding office under the laws of this State who, except in payment of his legal salary, fees or perquisites, shall receive or consent to receive, directly or indirectly, any thing of value or of personal advantage, or the promise thereof, for performing or omitting to perform any official act, or with the express or implied understanding that his official action or omission to act is to be in any degree influenced thereby, shall be deemed guilty of a felony. This section shall not affect the validity of any existing statutes in relation to the offense of bribery.

"§ 2. Any person who shall offer or promise a bribe to an officer, if it shall be received, shall be deemed guilty of a felony and liable to punishment, except as herein provided. No person offering a bribe shall, upon any prosecution of the officer for receiving such bribe, be privileged from testifying in relation thereto, and he shall not be liable to civil or criminal prosecution therefor, if he shall testify to the giving or offering of such bribe. Any person who shall offer or promise a bribe, if it be rejected by the officer to whom it is tendered, shall be deemed guilty of an attempt to bribe, which is hereby declared to be a felony.

"§ 3. Any person charged with receiving a bribe, or with offering or promising a bribe, shall be permitted to testify in his own behalf in any civil or criminal prosecution therefor.

"§ 4. Any district attorney who shall fail faithfully to prosecute a person charged with the violation in his county of any provision of this article which may come to his knowledge, shall be removed from office by the governor, after due notice and an opportunity of being heard in his defense. The expenses which shall be incurred by any county, in investigating and prosecuting any charge of bribery, or attempting to bribe any person holding office under the laws of this State, within such county, or of receiving bribes by any such person in said county, shall be a charge against the State, and their payment by the State shall be provided for by law.

"ARTICLE XVI.

"SECTION 1. All amendments to the Constitution shall be in force from and including the first day of January succeeding the election at which the same were adopted, except when otherwise provided by such amendments.

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators ;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution ; therefore,

Resolved (if the Senate concur), That this Assembly do agree to the proposed amendments.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendments to article seven of the Constitution," have made some progress in the same, but not having gone through therewith, have instructed their chairman to report that fact to the House, and ask leave to sit again.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendment to article eight of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article eight of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following :

Concurrent resolution proposing amendments to article eight of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz. :

"That article eight of the Constitution be amended, by amending section four thereof, so as to read as follows :

"§ 4. The Legislature shall, by general law, conform all charters of savings banks, or institutions for savings, to a uniformity of powers, rights and liabilities, and all charters hereafter granted for such corpo-

rations shall be made to conform to such general law, and to such amendments as may be made thereto. And no such corporation shall have any capital stock, or shall be trustees thereof, or any of them have any interest whatever, direct or indirect, in the profits of such corporation; and no director or trustee of any such bank or institution shall be interested in any loan or use of any money or property of such bank or institution for savings. The Legislature shall have no power to pass any act granting any special charter for banking purposes; but corporations or associations may be formed for such purposes under general laws.

"And further, by adding thereto additional sections to be known as sections ten and eleven, as follows :

"§ 10. Neither the credit nor the money of the State shall be given or loaned to or in aid of any association, corporation or private undertaking. This section shall not, however, prevent the Legislature from making such provision for the education and support of the blind, the deaf and dumb, and juvenile delinquents, as to it may seem proper. Nor shall it apply to any fund or property now held or which may hereafter be held by the State for educational purposes.

"§ 11. No county, city, town or village shall hereafter give any money or property, or loan its money or credit, to or in aid of any individual, association or corporation, or become, directly or indirectly, the owner of stock in or bonds of any association or corporation, nor shall any such county, city, town or village be allowed to incur any indebtedness, except for county, city, town or village purposes. This section shall not prevent such county, city, town or village from making such provision for the aid or support of its poor as may be authorized by law."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators ;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution ; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker, the committee of the whole have had under consideration the "Proposed amendments to article ten of the Constitution," have gone through with the same, and added thereto the necessary preamble and resolution provided for by the Constitution, and also amended the title so as to read "Concurrent resolution proposing amendments to article ten of the Constitution," and instructed their chairman to report the same to the House and recommend their passage, in the words following :

Concurrent resolution proposing an amendment to article ten of the Constitution.

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz. :

"That article ten of the Constitution be amended, by adding at the end thereof an additional section, as follows :

"§ 9. No officer whose salary is fixed by the Constitution shall receive any additional compensation. Each of the other State officers, named in the Constitution, shall, during his continuance in office, receive a compensation, to be fixed by law, which shall not be increased or diminished during the term for which he shall have been elected or appointed; nor shall he receive to his use any fees or perquisites of office or other compensation."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said resolution be engrossed and to a third reading.

Mr. Speaker presented a communication from the Secretary of State, in response to a resolution of the Assembly adopted January 15, 1874, relative to the publication of the concurrent resolutions proposing amendments to the Constitution; which was laid upon the table and ordered printed.

(See Doc. No. .)

The House then resolved itself into a committee of the whole on the bill entitled as follows:

Senate, "An act for the relief of John George Milburne."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Alvord, from said committee, reported in favor of the passage of said mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Weed moved that the House now adjourn, to meet on Monday evening at 7½ o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 67 }
{ NOES 29 }

Those who voted in the affirmative, were

Alberger	Coughlin	Law	Scherman
Badger	Daly	Lawrence	Simon
Barrow	Donahue	Leake	Sloan
Beecher	Ely	Manley	Snyder
Bennett,	Farrar	McAfee	Stephens
Berri	Griffin	McGroarty	Stover
Biglin	Gurnee	McQueen	Sunderlin
Blessing	Hanrahan	Melvin	Taylor
Blumenthal	Hardy	W. Miller	Tewksbury
Braman	Hayes	Murray	Vedder
Brewer	Hazleton	Oakley	Wachner
Brown	Healey	Patten	Wagstaff

Bulkley	Hoag	Persons	Weed
Coffey	Houghton	Philpot	Wight
Carpenter	Jones	G. Pope	Winfield
Chadwick	Kirk	S. G. Pope	C. B. Wood
Colahan	Kshinka	Ryan	

Those who voted in the negative, were

Alvord	Gregory	Morey	H. Smith
Bordwell	Hammond	Parry	J. W. Smith
Burritt	Hiller	Phillips	Speaker
Clark	Holden	Prince	C. S. Spencer
Comstock	Landfield	Sanford	G. W. Spencer
Fish	Lincoln	Schifferdecker	Stacy
Foote	Lynde	Shattuck	Townsend
Goss			

Whereupon, at 12 o'clock and 54 minutes, the House adjourned.

MONDAY, JANUARY 19, 1874.

The House met pursuant to adjournment.

Prayer by Rev. D. W. Dayton.

The journal of Friday, January 16, was read and approved.

Mr. Speaker announced the following appointments:

Reporters—M. H. Rooker, Associated Press; Alexander McBride, Albany Evening Journal; J. Wesley Smith, Albany Argus; John C. Quinlon, New York Times; Augustin Snow, New York Tribune; W. J. C. Meighan, New York Herald; M. B. Newth, New York World; W. H. Badwell, New York Sun; Dwight King, New York Evening Post; F. W. White, Albany Express; H. P. Phelps, Albany Evening Times; J. Stanly Browne, Albany Knickerbocker; P. S. Mahon, Brooklyn Times; Wm. Rothschild, New York Commercial Advertiser; F. L. MacAlpine, Brooklyn Eagle; Moses Sumners, Syracuse Standard; Lyman B. Smith, Buffalo Courier and New York Graphic; George W. Davids, Poughkeepsie Eagle; E. Ham, Rondout Freeman; R. M. Griffin, Albany Evening Post.

Assistant Sergeant-at-arms, De Witt Griffin.

Postmaster, Lyman M. Newton.

Assistant Postmaster, James F. Fisher.

Superintendent of Documents, Orson M. Ford.

Janitor, William Luby.

Assistant Janitor, Daniel M. Prescott.

Mail Carrier, Robert T. McIntyre.

Speaker's Clerk, George P. Nelson.

Speaker's Messenger, James Raymond.

Assistant Doorkeepers—First half of session—James P. Robinson, Francis Strickland, Charles W. Terwilliger, Peter Haslam, William N. Simpkins, George Duff, Timothy Robertson, Dennison Willard.

Assistant Doorkeepers—Last half of session—Stephen Weaver, Provost Veazie, Cornelius Ostrander, A. A. Wemple, James Cadis, Wm. Wood, Jr., Henry Goslee, Henry Hammond.

General Messengers—First half of session—Fernando Sollinger, James Rees, John Quincy Allen, Michael S. Martin, Henry McCabe, John Deyo.

General Messengers—Last half of session—W. H. Sweeting, John H. Bennett, Joseph Jennings, W. H. Rote, Wm. Maples, Edward W. Cleary.

Pages—First half of session—L. J. McCarty, Jas. Marble, Chas. Wherle, Thaddeus K. Green, Geo. Geary, Jerome McCuen, John Smith, Milton Gray, Thomas Dwyer, Frank McNeil, E. C. Bounds, Jesse L. Parker, John Gowan, James Donahue, Matthew McMahon, Samuel Sanders, Wm. Wright, Wallace R. Hallenbeck, George Crozier, James Chestney.

Pages—Last half of session—John Hockett, Wm. Cantwell, Edward Schermerhorn, Miner Smith, Charles Goael, Jacob Fish, Homer Brayton, Eugene Coley, James Donovan, Harry Wilcox, Edward Rouse, Thomas J. Barton, James Clarcy, Earle Dugan, Lasell J. Hayden, Felix Burns, Wm. McGee, Wm. Dady, John D. Wright, Charles P. Hagan.

The Clerk announced the following appointments:

Assistant Clerk, Samuel P. Allen; **Journal Clerk**, Edward M. Johnson; **Deputy Clerks**, William H. Barker, James O. Fanning, John W. Kiernan, Eleazer Baldwin, David F. Ritchie, Alden Chester, Edmund C. Clark, L. Z. Remington, C. M. O'Donnell; **Librarian**, E. C. Brown; **Assistant Librarian**, Wm. M. Ireland.

Messengers—For the first half of session—Wm. R. Marks, Charles H. Mosher, Saunders Wilson, Joseph York, E. I. Dayton.

Mr. Stover presented a petition for the repeal of chapter 525 of the Laws of 1873; which was read and referred to the committee on the judiciary.

Mr. Whalen presented a petition of citizens of the village of Medina, for the construction of a bridge over the Oak Orchard creek; which was read and referred to the committee on canals.

Mr. Kshinka introduced a bill entitled "An act to amend an act supplementary to and amendatory of 'An act in relation to a public park in the city of Albany,' passed February 16, 1872, and the act in relation to the Washington Park of the city of Albany," passed Feb. 11, 1873, which was read the first time and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Sherwood introduced a bill entitled "An act for the preservation of game," which was read the first time and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Alvord introduced a bill entitled "An act in relation to the certification of bank checks," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to regulate the purchase and sale of gold bullion, gold coin, or United States Treasury gold certificates," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend part 4, article 5, chapter 1 of the Revised Statutes, entitled 'Of robbery, embezzlement and larceny,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. C. S. Spencer introduced a bill entitled "An act to provide for the payment to the Seventy-first regiment of the National Guard of the

State of New York, of the moneys due them from the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Melvin introduced a bill entitled "An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate of which Anthony O'Carroll died seized to Georgianna O'Carroll, his widow," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bennett introduced a bill entitled "An act to amend the charter of the New York Bridge Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Murray introduced a bill entitled "An act to alter the map or plan of the city of New York by extending Lewis street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Whalen introduced a bill entitled "An act to authorize the construction of an iron bridge over the Erie canal in the village of Medina," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act to provide for vertical stone wall along the berme bank of the Erie canal, in the village of Medina, and appropriating money therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act to incorporate the Western New York Conference of the Methodist Episcopal Church," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Gregory introduced a bill entitled "An act to amend an act entitled 'An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,' passed May 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act for the relief of the Watkins Circulating Library," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Clark offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk be authorized to furnish a copy of the Legislative Manual for 1873 to each member of this House.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Whereas, The sergeant-at-arms should have additional assistance to take proper and prudent care of the wrapping department; therefore,

Resolved, That A. E. Fish be and he is hereby appointed superintendent of the wrapping department during the present session, with same compensation as that of general messenger.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Batcheller offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That 6,000 copies of the Comptroller's report be printed ; 4,000 copies for the Legislature, and 2,000 copies for the use of the Comptroller.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Blumenthal offered for the consideration of the House a resolution, in the words following :

Resolved, That 1,500 copies of the seventh annual report of the Institution for the Improved Instruction of Deaf-mutes, at New York city, be printed for the use of the Superintendent of Public Instruction and the trustees of said institution.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Alvord offered for the consideration of the House a resolution in the words following :

Resolved, That there be printed 500 copies of the Annual Report of the Superintendent of the Onondaga Salt Springs, for the use of the superintendent.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Brewer offered for the consideration of the House a resolution in the words following :

Resolved (if the Senate concur), The following joint rule shall be adopted :

Resolved, That all bills inconsistent with the provisions of the new Constitution shall not be reported to either House by the respective committees to which such bills have been referred, unless indorsed "not in accordance with article of the new Constitution."

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following :

Resolved, That the Clerk be authorized to furnish each member and reporter of the House with a copy of the Red Book or Manual for 1873, and twenty-five additional copies for the use of the Clerk's desk.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Blumenthal offered for the consideration of the House a resolution, in the words following :

Whereas, The present system of street cleaning in the city of New York is believed by the people and the press of that city to be open to grave charges of mismanagement and extravagance, the streets being in a filthy and neglected condition, notwithstanding that over a million of dollars a year is appropriated to and used by that department for the purpose of keeping them clean ; therefore,

Resolved, That the committee on cities be instructed to inquire into the matter herein set forth, and if, in their opinion, this work can be better and more economically done under the direction of the board of health of that city, that they report a bill to this House, which will place the work and duty of cleaning the streets under the charge and direc-

tion of the board of health, where, as a matter nearly and vitally affecting the sanitary interests of that city, it is thought by very many, properly to belong.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Vedder moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Goss presented a petition of citizens of Fairport, Monroe county, asking for a vertical wall on the berme bank of the Erie canal; which was read and referred to the committee on canals.

On motion of Mr. Vedder, at 8 o'clock, the House adjourned.

TUESDAY, JANUARY 20, 1874.

The House met pursuant to adjournment.

Prayer by Rev. D. W. Dayton.

The journal of yesterday was read and approved.

The oath of office was administered to the following officers by the Speaker.

Assistant Sergeant-at-arms, De Witt Griffin; Postmaster, Lyman M. Newton; Assistant Postmaster, James F. Fisher; Superintendent of Documents, Orson M. Ford; Assistant Janitor, Daniel M. Prescott; Speaker's Clerk, George P. Nelson.

Assistant Doorkeepers—Jas. B. Robinson, Francis Strickland, Chas. W. Terwilliger, Peter Haslam, Wm. A. Simpkins, Timothy Robertson, Dennison Willard.

Mr. Speaker announced the special order, being the annual message of His Excellency the Governor.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said message.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Vedder, from said committee, reported progress thereon, and asked and obtained leave to sit again.

Mr. Weed presented a petition of Thomas D. Gilson for relief; which was read and referred to the committee on claims.

Also, the petition of Thomas O'Brien, for compensation for injuries done his premises by the waters of a brook belonging to the State; which was read and referred to the committee on ways and means.

Mr. Whalen presented a petition of citizens of the village of Medina for vertical stone wall along the berme bank of the Erie canal; which was read and referred to the committee on canals.

Mr. Griffin presented a petition of citizens of Bovina, Delaware county, to change the name of the Associated Congregation of Bovina; which was read and referred to the committee on charitable and religious societies.

Mr. Holden presented a petition of citizens of Glen's Falls, for more efficient legislation in regard to preventing incendiarism; which was read and referred to the committee on the judiciary.

Mr. Shattuck presented a petition to amend chapter 381 of the game law of 1873; which was read and referred to the committee on internal affairs.

Mr. Petty presented a petition of directors of the Suffolk County Mutual Insurance Company, praying that their charter may be continued and extended; which was read and referred to the committee on insurance.

Mr. Whalen presented a petition of citizens of the village of Medina, for the construction of an iron bridge over the Erie canal; which was read and referred to the committee on canals.

Mr. Bordwell presented a petition of the trustees of the village of Wilson, Niagara county, asking power to repair and clean sidewalks, etc.; which was read and referred to the committee on affairs of villages.

Mr. Comstock presented a petition for the construction of 900 feet of vertical wall on the berme side of the Erie canal, at the village of Middleport; which was read and referred to the committee on canals.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the extension of the time for the collection of taxes in the several towns of the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Brewer, and by unanimous consent, said bill was ordered to a third reading.

On motion of Mr. Brewer, and by unanimous consent, said bill was then announced for a third reading.

On motion of Mr. Batcheller, and by unanimous consent, said bill was amended as follows:

Add, at the end of section 1, the following: "All the provisions of this act shall apply to the receiver of taxes and assessments of the town of Saratoga Springs."

On motion of Mr. Prince, and by unanimous consent, said bill was further amended by inserting after the word "collector," wherever it occurs, the words "or receiver of taxes."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 95 }
{ NOES 1 }

Those who voted in the affirmative, were

Abel	Coughlin	Landfield	Ryan
Alvord	Daly	Law	Sanford
Badger	Deane	Lawrence	Scherman
Barrow	Denniston	Leake	Schifferdecker
Bassett	Donahue	Lockwood	Shattuck
Batcheller	Eastman	Lynde	Sherwood
Beebe	Farrar	Mackin	Simon
Beecher	Fish	Manley	Sloan
Bennett	Foote	McAfee	H. Smith
Berri	Goss	McGroarty	Snyder
Biglin	Griffin	McQueen	C. S. Spencer
Blessing	Gurned	Melvin	G. W. Spencer

Bordwell	Hanrahan	W. Miller	Stacy
Bostwick	Hardy	Morey	Thorp
Brewer	Hazleton	Murray	Townsend
Brown	Healey	Nice	Vedder
Bulkley	Hiller	O'Callaghan	Waehtner
Burritt	Hoag	Patten	Wagstaff
Coffey	Holden	Petty	Whalen
Carpenter	Houghton	Phillips	Witbeck
Chadwick	Hussey	Philpot	Winfield
Clark	Johnson	G. Pope	P. Woods
Cleary	Jones	S. G. Pope	Worth
Comstock	Kirk	Prince	

For the negative,

Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weed introduced a bill entitled "An act to reimburse purchasers of land from the State to which title has failed," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act in relation to the acknowledgment and proof of deeds, mortgages and other instruments in writing, and taking of oaths and affidavits," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act in relation to insurance companies not incorporated under the Laws of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Also, the bill entitled "An act to facilitate the construction of a railroad from Lake Champlain, at or near the village of Plattsburg, to the village of Malone, by the way of the Clinton State prison at Dannemora," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Taylor introduced a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Waehtner introduced a bill entitled "An act in relation to the certification of bank checks and other commercial paper," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Holden introduced a bill entitled "An act to repeal chapter 628 of the Laws of 1857, entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, together with all previous enactments now in force, authorizing or licensing the sale of intoxicating liquors; also chapter 175 of the Laws of 1870, entitled 'An act regulating the sales of intoxicating liquors,' passed April 11, 1870; also chapter 249 of the Laws of 1873, entitled 'An act regulating the sale of intoxicating liquors,' passed April 21, 1873; also chapter 549

of the Laws of 1873, entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857; which amendment was passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act for the prevention of incendiarism and reducing the cost of insurance," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Also, the bill entitled "An act to release the interest of this State in certain real estate to William Blackwood, and to enable him to hold and convey real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Houghton introduced a bill entitled "An act to incorporate the Citizens' Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Wagstaff introduced a bill entitled "An act to provide for the better administration of the estates of deceased persons," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act to provide for additional compensation to assessors in towns in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to extend the operation and effect of the act passed February 17, 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Wight introduced a bill entitled "An act to amend an act entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,' passed May 11, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Donahue introduced a bill entitled "An act to regulate the sale of illuminating gas by the Merchants' Gas Company of the Western district of Brooklyn, and to authorize said company to lay mains and conductors in certain wards of the city of Brooklyn, county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Also, the bill entitled "An act to regulate the quality and price of illuminating gas, and to provide for the office of metre inspector for the cities of New York and Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Whalen introduced a bill entitled "An act to incorporate the Farmers' and Mechanics' Savings Bank of the village of Medina," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Stover introduced a bill entitled "An act to repeal an act to amend chapter 664, Laws of 1867, entitled 'An act to enable the supervisors of Montgomery county to refund illegal taxes,' passed April 23, 1867, passed May 16, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Petty introduced a bill entitled "An act to continue and extend the charter of the Suffolk County Mutual Insurance Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Fish introduced a bill entitled "An act to incorporate The Home for Christian Care," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Bennett introduced a bill entitled "An act to close part of Richardson street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. C. S. Spencer introduced a bill entitled "An act to amend an act entitled 'An act relating to courts of record and other courts in the city and county of New York,' passed April 29, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Braman introduced a bill entitled "An act to straighten Burlington street, between Genesee and Canal streets, in the village of West Troy," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

On motion of Mr. Weed,

Resolved, That the Attorney-General be required to inform this Assembly whether, in his opinion, if the amendment to the Constitution contained in the following concurrent resolution, to wit: "Concurrent resolutions, proposing an amendment to the Constitution relative to funding the canal and general fund debts now charged on the canals.

"*Resolved* (if the Senate concur), That the following amendment to the Constitution be proposed for adoption to the people of the State, viz.:

"ARTICLE 17. The commissioners of the canal fund shall borrow, on the credit of the State, such sums as may be necessary for paying the canal and general fund debts now charged on the canals, as the same shall fall due, by the issue and sale of bonds or certificates of stock, having forty years to run from their date, bearing interest at the rate of five per cent per annum, payable semi-annually, for the payment of the principal, whereof at maturity a sinking fund of one per cent per annum shall be established, and the tolls of the canal shall be fixed from time to time by the canal board at rates sufficing, as near as may be, to provide only for said sinking fund the interest on the debt so created, the expenses of collection, superintendence and keeping the canals in repair; and the contribution so created for said sinking fund shall be invested annually by the Comptroller in the bonds or certificates of stock authorized by this article, or in the stocks or bonds of the State of New York or of the United States, which shall be held for the redemption and payment of the bonds or certificates herein authorized to be issued and sacredly applied to that purpose. All of said debt and interest

shall be paid from the revenues of the canals, and no direct tax shall be levied or collected for canal purposes, either for current expenses or repairs, ordinary or extraordinary," should be adopted by the people:

1st. Any new work could be authorized upon any of the canals of this State; and if so, in what way the expense of such work could be provided for.

2d. Whether what is known as "extraordinary repairs" could be authorized upon any of the canals of this State; and if so, in what manner could the expense be provided for.

3d. Whether any new canal could be authorized by the Legislature; and if so, how the expense of such work could be paid.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Whereas, The labor of superintendent of documents comprises among other duties the receiving, indorsing and filing of over four thousand different numbers of documents, preparing and keeping in order of about 150 set of files, also answering the almost incessant calls of members, clerks and committees, requiring the room to be kept open from twelve to fifteen hours daily, we consider it necessary for the prompt discharge of all these duties, that the document department be furnished with assistance; therefore,

Resolved, That Benjamin F. Betts be and is hereby appointed assistant superintendent of documents, with general supervision of the files of members, and that the same compensation be allowed to him as to the assistant sergeant-at-arms, and paid in the same manner, and that such appointment be for the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Biglin offered for the consideration of the House a resolution in the words following:

Whereas, The labors of the superintendent of documents comprises, among other duties, the indexing, under their proper heads, of over three thousand different numbers of bills and documents; the labeling and filing away of the same; answering the incessant calls made upon him for copies and information relating thereto, often requiring his attendance, with short intervals, from eight o'clock A. M. till nine P. M., and later when evening sessions are held; the receiving of books sent to members and distributing the same, together with the great labor attending the preparation of the documents for the files of members; also, overlooking the folding department to prevent the waste usually attendant thereon, we consider it necessary, for economy and convenience of members, that the document department be furnished with assistance; therefore,

Resolved, That Eugene L. Merrick be and is hereby appointed assistant superintendent of documents, and that the same compensation be allowed him as to superintendent of documents, and paid in the same manner, and that such appointment continue during the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Sloan offered for the consideration of the House a resolution in the words following:

Whereas, This Assembly, on the 15th day of January instant, passed a resolution imposing extra duties upon the officers of the Assembly

post-office in requiring the stamping of all documents and of prepaying all express charges, which additional services necessitates more force in the post-office; therefore,

Resolved, That Robert S. Kelsey be and hereby is appointed as superintendent of the expressing and mailing department of the Assembly post-office from this date, at the compensation of five dollars per day.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Whereas, Some discreet person should be appointed to superintend the proper arrangement of the files of the House, and see that the pages are in their places and are attentive to their duties; and

Whereas, No such officer is provided for in the rules; therefore,

Resolved, That John A. Marlow be and he is hereby appointed superintendent of files and pages, with the same compensation as superintendent of documents.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Petty offered for the consideration of the House a resolution, in the words following:

Whereas, The Assembly did, on the 15th day of January, concur in the passage of a resolution adopted by the Senate on the 13th day of January, in the words following, to wit:

"*Resolved* (if the Assembly concur), That to the postmaster of each House be assigned the duty of weighing and stamping all documents sent by mail or express, and entering in a book to be kept by him for that purpose the amount of postage or express charges paid thereon, reporting to the clerks of the respective Houses the aggregate thereof weekly; and that the assistant postmaster of each House be charged with the duty of entering in a book to be kept by him for that purpose an accurate account of all documents, with the postage or express charges paid thereon, transmitted from the post-office of their respective Houses by mail or express, and that they report the aggregate thereof weekly to the respective clerks of the Senate and Assembly; and that the clerks of the Senate and Assembly from time to time furnish the postmaster of each House, respectively, the stamps requisite for carrying into execution the foregoing resolution, an account thereof to be kept by them in books to be by them provided for that purpose; and that the books kept by the postmaster and assistant postmaster above specified be at all times open to the inspection of the clerks and members of each House respectively."

And whereas, The adoption of said resolution imposes upon the postmaster and assistant postmaster of the Assembly labors which it is impossible for them to perform without the assistance of an additional assistant or clerk; therefore,

Resolved, That William Turner, Jr., be and he is hereby appointed clerk to the Assembly post-office during the remainder of the current session of the Legislature, for the purpose of assisting the postmaster and assistant postmaster in performing the additional duties imposed upon them by the adoption of the above concurrent resolution, and that his compensation be three dollars per day.

Ordered, That said resolution be referred to the committee on expenditures of the House.

On motion of Mr. Bulkley,

Resolved, That the use of the Assembly Chamber be and hereby is tendered to the State Medical Society, for holding its annual public meeting, on Wednesday, February 4, 1874, at 7½ o'clock P. M.

Mr. Prince offered for the consideration of the House a resolution in the words following:

Resolved, That the Attorney-General be requested to inform this House, at his earliest convenience, as to the legal status of the proposed amendment to article seven of the Constitution, in reference to the insertion of the words "the Black River canal," in said amendment; and whether the gross receipts of all the canals can be appropriated to the reparation of any one canal under said proposed amendment.

Debate arising thereon,

Ordered, That said resolution be laid on the table.

On motion of Mr. C. S. Spencer,

Resolved, That our Senators and Representatives in the Congress of the United States be requested to lend their aid and assistance in the enactment of such legislation as shall grant to the survivors of the Mexican war, the same privileges and pensions as are accorded to the survivors of the war of 1812.

Mr. Batcheller called from the table the resolution previously offered by him, in the words following:

Resolved (if the Senate concur), That 6,000 copies of the Comptroller's report be printed, 4,000 copies for the Legislature, and 2,000 copies for the use of the Comptroller.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

By unanimous consent, Mr. Stover presented a petition of the tax payers of the village of Amsterdam, asking for a law providing for the payment of the indebtedness of said village; which was read and referred to the committee on affairs of villages.

By unanimous consent, Mr. Waehner presented a petition of citizens of the tenth Assembly district for the erection of additional public baths in the city of New York; which was read and referred to the committee on commerce and navigation.

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That 2,000 copies of the first annual report of the Commissioners of State Parks of New York be published for the use of the Assembly, and 2,000 for the use of the Commissioner.

Ordered, That said resolution be referred to the committee on public printing.

On motion of Mr. Prince, at 12 o'clock and 26 minutes, the House adjourned.

WEDNESDAY, JANUARY 21, 1874.

The House met pursuant to adjournment.

Prayer by Rev. W. J. Heath.

The journal of yesterday was read and approved.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to authorize the city of Utica to borrow and disburse money to pay for fire apparatus, and to levy and collect a tax to pay the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to amend an act entitled 'An act to establish communication between Richmond county and New Jersey, incorporating the Tubular Transit Company of Staten Island,' passed June 9, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act amendatory of an act providing for the improvement of certain highways in the town of Watervliet," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to extend the operation and effect of the act passed February 17, 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,'" reported in favor of the passage of the same, which report was agreed to, and said bill referred to the committee on local and special laws.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend the Revised Statutes in relation to the drawing of jurors," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for additional compensation to assessors in towns, in certain cases," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for the better administration of the estates of deceased persons," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act authorizing the commissioners of highways of the town of Russia, in the county of Herkimer, to build a bridge across the West Canada creek at a place called the 'Ledge,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. W. Miller, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Hussey	Quinn
Alberger	Denniston	Jones	Ryan
Allen	Dickson	Kirk	Sanford
Alvord	Donahue	Kshinka	Scherman
Barrow	Eastman	Lawrence	Sherwood
Bassett	Ely	Leake	Simon
Batcheller	Farrar	Lincoln	Sloan
Beebe	Foote	Mackin	Snyder
Biglin	Goss	McAfee	Speaker
Blessing	Griffin	Melvin	C. S. Spencer
Bordwell	Gurnee	W. Miller	Stover
Bostwick	Hammond	Morey	Sunderlin
Braman	Hanrahan	Oakley	Taylor
Brewer	Hardy	O'Callaghan	Thorp
Brown	Hazelton	Parry	Townsend
Bulkley	Healey	Patten	Vedder
Burritt	Herrick	Petty	Waehner
Comstock	Hiller	Philpot	Whalen
Coughlin	Hoag	G. Pope	Winfield
Daly	Holden	S. G. Pope	P. Woods
Davis	Houghton	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Goss, from the committee on the affairs of villages, to which was referred the bill entitled "An act to amend the charter of the village of Lansingburgh," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on the affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to facilitate the construction of the New York and Canada railroad, and re-appropriating certain moneys to aid in the construction of said road," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to re-imburse purchasers of land from the State to which title has failed," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the bill entitled "An act to provide for the enlargement of the Champlain canal, and to make an appropriation therefor," and that the same be referred to the committee on canals.

Mr. Batcheller, from the committee on ways and means, to which was referred the resolution relative to the new capitol, reported for the consideration of the House a bill entitled as follows :

"An act entitled 'An act appropriating moneys for the new capitol,'" which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to repeal an act to provide for the location of a new city prison and place for holding certain courts in the city of New York, being chapter 535 of the Laws of 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act authorizing the board of supervisors of the county of Albany to issue bonds to pay portion of the bonds of said county that will mature during the year 1874," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to the powers and duties of the department of public parks of the city of New York,' passed June 28, 1873," reported in favor of the passage of the same with amendments, and the title amended so as to read "An act to amend an act entitled 'An act in relation to the powers and duties of the department of public parks of the city of New York,' passed June 28, 1873, and in relation to the powers of the common council in said city," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to provide for the payment of certain bonds of the city and county of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor, and provide for the payment thereof," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Braman, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Holden	G. Pope
Alberger	Coughlin	Houghton	S. G. Pope
Alvord	Daly	Hussey	Prince
Badger	Deane	Kirk	Ryan
Barrow	Denniston	Kshinka	Sanford
Bassett	Donahue	Landfield	Scherman
Batcheller	Eastman	Lawrence	Schifferdecker
Bennett	Ely	Leake	Simon
Berri	Farrar	Lynde	Sloan
Biglin	Fish	Manley	Snyder
Blessing	Foote	McAfee	C. S. Spencer
Bostwick	Goss	McGroarty	G. W. Spencer
Braman	Gregory	W. Miller	Stephens
Brewer	Griffin	Morey	Townsend
Bulkley	Hammond	Oakley	Vedder
Burritt	Hanrahan	O'Callaghan	West
Carpenter	Hayes	Parry	Whalen
Chadwick	Hazelton	Patten	Witbeck
Clark	Healey	Persons	Wight
Cleary	Hiller	Petty	P. Woods
Colahan	Hoag	Philpot	

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Clark for the printing of 2,000 copies of the list of standing committees of the Assembly, for the use of the members, reported in favor of the passage of the same in the words following :

Resolved, That 2,000 copies of the list of standing committees of the Assembly be printed for the use of the members of this House.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Alvord for the printing of 2,000 copies of the first annual report of the Commissioners of State Parks of New York for the Assembly, and 2,000 for the Commissioners, reported in favor of the passage of the same, in the words following :

Resolved, That 2,000 copies of the first annual report of the Commissioners of State Parks of New York be published for the use of the Assembly, and 2,000 for the use of the Commissioners.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Prince for printing 10,000 extra copies of the Governor's message in English, and 3,000 in German, reported in favor of the passage of the same, in the words following :

Resolved, That there be printed 10,000 extra copies of the Governor's

message in English, and 3,000 of the same in German, for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Blumenthal for printing 1,500 copies of the seventh annual report of the Institution for the Improved Instruction of Deaf-mutes at New York city for the use of the Superintendent of Public Instruction and the trustees of said institution, reported in favor of the passage of the same, in the words following :

Resolved, That 1,500 copies of the seventh annual report of the Institution for the Improved Instruction of Deaf-mutes at New York city be printed for the use of the Superintendent of Public Instruction and the trustees of said institution.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Alvord for printing 500 copies of the annual report of the Trustees of the Idiot Asylum, reported in favor of the passage of the same, in the words following :

Resolved, That 500 copies of the annual report of the Trustees of the Idiot Asylum be printed for the use of the said trustees.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Weed introduced the bill entitled "An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plankroads and turnpikes,' passed May 8, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Griffin introduced a bill entitled "An act for the preservation of fish, commonly called speckled trout, in any of the waters of the counties of Delaware and Ulster, and in the town of Holcott, in the county of Greene, in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Melvin introduced a bill entitled "An act to open Thirty-sixth and Thirty-ninth streets, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Lincoln introduced a bill entitled "An act to amend the charter of the Tract Society of the Methodist Episcopal Church," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, the bill entitled "An act to amend the charter of the Sunday School Union of the Methodist Episcopal Church," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. P. Woods introduced a bill entitled "An act to authorize the Second Avenue Railroad Company, in the city of New York, to extend their tracks and operate the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. C. S. Spencer introduced a bill entitled "An act to incorporate the Third Avenue Quick Transit Company, and to secure the speedy construction through the city of New York of a rapid transit railroad," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Sanford introduced a bill entitled "An act in relation to the military record fund, and to provide for the refunding of moneys contributed by towns and cities of this State for the erection of a hall of military record," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on militia.

Mr. Vedder introduced a bill entitled "An act to amend chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,' passed May 8, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Vedder introduced a bill entitled "An act to incorporate the Butter and Cheese Exchange of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Leake introduced a bill entitled "An act to provide for the licensing of scavengers and others, and to regulate the manner of removing night soil in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Simon introduced a bill entitled "An act to repeal an act entitled 'An act to suppress intemperance, pauperism and crime,' passed May 29, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Wight introduced a bill entitled "An act in relation to the publication of legal notices," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Taylor introduced a bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school, and also for furnishing the same and the Madison Park school building," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Prince introduced a bill entitled "An act in relation to proceedings for the safe-keeping and care of lunatics," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize aliens to acquire, hold and dispose of real and personal property in like manner with citizens," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Witbeck introduced a bill entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at Albany,' passed April 9, 1858, and the several acts amending the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. West introduced a bill entitled "An act relative to the village of Ballston Spa, to provide for completing the water-works and paying all indebtedness incurred on account thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Bulkley introduced a bill entitled "An act to fix the time for transacting the business of the town at the annual town meeting for election of town officers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Beebe introduced a bill entitled "An act to dissolve the Narrowsburg Association," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. W. Miller introduced a bill entitled "An act authorizing the formation of corporations to secure camp grounds and other property connected therewith for the use of the Methodist Episcopal Church," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Barrow introduced a bill entitled "An act to authorize the joint-stock fire insurance companies of the State of New York to create a special surplus for certain specified purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

The Senate bill entitled "An act for the relief of John George Milburne," being announced for a third reading.

Mr. C. S. Spencer moved to recommit said bill to the committee on the judiciary.

On motion of Mr. Lincoln said motion was laid upon the table.

Mr. Kshinka offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill (not printed) entitled "An act to authorize the board of supervisors of the county of Albany to issue bonds to pay bonds of said county that will mature during the year 1874," and that it now may have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Kshinka, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Alvord	Fish	W. Miller	Sloan
Badger	Foots	Morey	J. W. Smith
Barrow	Goss	Oakley	Speaker
Bassett	Gregory	O'Callaghan	C. S. Spencer

Beecher	Griffin	Parry	Stacy
Bennett	Gurnee	Persons	Stover
Berri	Hanrahan	Petty	Sunderlin
Biglin	Hayes	Phillips	Taylor
Blessing	Herrick	Philpot	Tewksbury
Bostwick	Hiller	G. Pope	Townsend
Braman	Holden	S. G. Pope	Vedder
Brewer	Houghton	Prince	Waehner
Bulkley	Hussey	Ryan	Wagstaff
Burritt	Jones	Sanford	Weed
Chadwick	Kshinka	Scherman	West
Clark	Lincoln	Schifferdecker	Whalen
Comstock	Lynde	Shattuck	Witbeck
Coughlin	Mackin	Sherwood	Wight
Denniston	Manley	Simon	Winfield
Farrar	McAfee		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Lincoln, at 12 o'clock and 5 minutes, the House adjourned.

THURSDAY, JANUARY 22, 1874.

The House met pursuant to adjournment.

Prayer by Rev. W. J. Heath.

The journal of yesterday was read and approved.

Mr. Speaker presented the annual report of the Commissioners of Emigration for the year ending 1873, with accompanying documents; which was laid upon the table and ordered printed.

(See *Doc. No. 25*.)

This being the day assigned for the consideration of general orders, the House resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend the Revised Statutes in relation to the drawing of jurors."

Senate, "An act to provide for the payment of certain bonds of the city and county of New York."

"An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. C. S. Spencer, from said committee, reported in favor of the passage of said first and third mentioned bills; which report was agreed to, and said bills ordered engrossed and for a third reading.

Mr. C. S. Spencer, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867."

"An act to re-imburse purchasers of land from the State to which title has failed."

"An act to provide for additional compensation to assessors in towns, in certain cases."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Beebe, from said committee, reported in favor of the passage of said first and second mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Beebe, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

{ AYES 63 }
{ NOES 21 }

Those who voted in the affirmative, were

Alvord	Gregory	Lincoln	Prince
Badger	Griffin	Lockwood	Ryan
Barrow	Gurnee	Lynde	Sanford
Beebe	Hanrahan	Mackin	Scherman
Beecher	Hardy	McQueen	Sloan
Berri	Hiller	Melvin	J. W. Smith
Biglin	Hoag	W. Miller	Stacy
Blumenthal	Holden	Morey	Stover
Carpenter	Houghton	Murray	Taylor
Comstock	Hussey	Oakley	Thorp
Coughlin	Jones	Parry	Townsend
Daly	Kirk	Petty	Vedder
Deane	Kshinka	Phillips	Wagstaff
Ely	Landfield	Philpot	Wight
Farrar	Lawrence	G. Pope	C. B. Wood
Footo	Leake	S. G. Pope	

Those who voted in the negative, were

Alberger	Braman	Denniston	Simon
Bassett	Brown	Dickson	Snyder
Batcheller	Burritt	Fish	C. S. Spencer
Bennett	Chadwick	McAfee	Waehner
Bordwell	Clark	Schifferdecker	Worth
Bostwick			

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act in relation to the powers and duties of the department of public works of the city of New York,' passed June 28, 1873, and in relation to the powers of the common council in said city."

"An act appropriating moneys for the building of the new capitol."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Alberger, from said committee, reported that they had gone through

with the first mentioned bill, made some amendments thereto, and amended the title by striking out the word "works" and inserting the word "parks" in lieu thereof."

The question being on agreeing to said report,

Mr. Alvord moved to recommit said bill to the committee of the whole.

Mr. Batcheller moved to amend by adding thereto the words, "and that said bill be reprinted as amended, and placed on the files of members."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, as amended, and it was determined in the affirmative.

Said bill was so recommitted.

Mr. Alvord then moved that said bill be made a special order for tomorrow morning immediately after reading the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Alberger, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

On motion of Batcheller, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 105 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kirk	Prince
Alberger	Deane	Knapp	Sanford
Alvord	Dickson	Kshinka	Scherman
Badger	Donahue	Landfield	Schifferdecker
Barrow	Ely	Leake	Sherwood
Bassett	Farrar	Lincoln	Simon
Batcheller	Fish	Lockwood	Sloan
Beebe	Foote	Lynde	H. Smith
Beecher	Goss	Mackin	J. W. Smith
Bennett	Gregory	McAfee	Snyder
Berri	Griffin	McGroarty	Speaker
Biglin	Gurnee	McQueen	C. S. Spencer
Blumenthal	Hammond	Melvin	G. W. Spencer
Bordwell	Hanrahan	W. Miller	Stacy
Bostwick	Hardy	Morey	Stephens
Braman	Hayes	Murray	Stover
Brewer	Hazelton	Nice	Townsend
Brown	Healey	Oakley	Vedder
Bulkley	Herrick	O'Callaghan	Waehner
Burritt	Hiller	Parry	Wagstaff

Coffey	Hoag	Patten	Weed
Carpenter	Holden	Persons	Whalen
Chadwick	Houghton	Petty	Witbeck
Clark	Hussey	Phillips	Wight
Cleary	Johnson	Philpot	C. B. Wood
Colahan	Jones	G. Pope	Worth
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the appointment of John Hastings as reporter for the Albany Knickerbocker, in place of J. Stanley Brown.

Mr. Burritt presented a petition of commissioners of highways for the town of Ogam, in reference to encroachments of the Erie canal; which was read and referred to the committee on canals.

Mr. Stover presented a petition for the repeal of chapter 525 of the Laws of 1873; which was read and referred to the committee on the judiciary.

Mr. Holden presented a petition of prohibition party for the repeal of the act legalizing the Liquor Dealers' Association; which was read and referred to the committee on internal affairs.

Mr. Ely presented a petition of Ira Pickett, for payment of services rendered to the State of New York during the war of 1812; which was read and referred to the committee on ways and means.

Mr. Bassett presented a petition of the board of supervisors of Delaware county, respecting the lateral canals; which was read and referred to the committee on canals.

Mr. Coughlin presented a petition of tax payers of the city of New York, asking for investigation into the affairs of the department of docks in the city of New York; which was read and referred to the committee on commerce and navigation.

Mr. Alvord presented a petition of George F. Comstock and other citizens of Syracuse, for an act to establish a swing bridge over the Oswego canal on North Salina street, in said city; which was read and referred to the committee on canals.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter 833 of the Laws of 1873, entitled 'An act to regulate the fees of coroners,'" reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate of which Anthony O'Carroll died seized to Georgianna O'Carroll, his widow," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the publication of legal notices," reported in favor of the passage of the same, with some amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to proceedings for the safe-keeping and care of lunatics," reported in favor of the passage of the same,

with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill entitled "An act to provide for the erection and maintenance of four additional public baths in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the concurrent resolutions entitled as follows:

"Concurrent resolutions proposing amendments to article two of the Constitution."

"Concurrent resolutions proposing amendments to article three of the Constitution."

"Concurrent resolutions proposing amendments to article four of the Constitution."

"Concurrent resolutions proposing amendments to article five of the Constitution."

"Concurrent resolution proposing an amendment to article six of the Constitution."

"Concurrent resolution proposing amendments to article eight of the Constitution."

"Concurrent resolution proposing an amendment to article ten of the Constitution."

"Concurrent resolution proposing an amendment to article twelve of the Constitution."

"Concurrent resolutions proposing amendments to the Constitution by adding additional articles thereto to be known as articles fifteen and sixteen."

"Concurrent resolutions proposing an additional amendment to the Constitution relative to funding the canal and general fund debts now charged on the canals by adding an additional article thereto to be known as article seventeen."

Mr. Hiller, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act amendatory of an act providing for the improvement of certain highways in the town of Watervliet," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of and furnishing the town hall at Waterford, and for the purchase of a bell and town clock," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the petition of tax payers of the village of Amsterdam, for the enactment of a law providing for the payment of the indebtedness of said village, reported by bill entitled "An act entitled 'An act to provide for the payment of the indebtedness of Amsterdam village, Montgomery county, in the State of New York, and to regulate the incurring of future liability by the board of trustees of said village,'" which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act authorizing Union Free School District

No. 1 of the town of Athens, to issue bonds, and to borrow money for the purpose of erecting school buildings and purchasing a site," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to amend the charter of the Hobart (late Geneva) College," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Batcheller, the committee on ways and means was discharged from the further consideration of the bill entitled "An act for the relief of the Home for Fallen and Friendless Girls, in the city of New York," and the same was referred to the committee on affairs of cities.

On motion of Mr. Goss, the committee on affairs of villages was discharged from the consideration of the bill entitled "An act to amend an act for the incorporation of villages, passed April 20, 1870," and the same was referred to the committee on the judiciary.

Mr. Lincoln moved to take from the table the motion of Mr. C. S. Spencer to recommit the Senate bill entitled "An act for the relief of John George Milburn," to the committee on the judiciary, said bill being then upon its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker stated the question to be on the motion of Mr. C. S. Spencer to recommit said bill.

Mr. W. Miller moved to amend said motion by adding at the end thereof the words, "and that said committee be instructed to report a general law covering such cases."

Mr. Prince moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. Miller, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 61 }
{ NOES 43 }

Those who voted in the affirmative, were

Abeel	Daly	Kirk	S. G. Pope
Alberger	Donahue	Kshinka	Prince
Alvord	Ely	Lawrence	Shattuck
Badger	Farrar	Leake	Sloan
Beebe	Foots	Lincoln	J. W. Smith
Beecher	Griffin	McGroarty	Stover
Bennett	Gurnee	McQueen	Taylor
Berri	Hammond	E. Miller	Thorpe

Blumenthal	Hanrahan	Murray	Townsend
Burritt	Hayes	Nice	Wagstaff
Coffey	Hazelton	Oakley	Whalen
Carpenter	Healey	O'Callaghan	Witbeck
Colahan	Hiller	Patten	Wight
Comstock	Hoag	Philpot	Winfield
Coughlin	Holden	G. Pope	Worth

Those who voted in the negative, were

Barrow	Denniston	Melvin	Sherwood
Bassett	Dickson	W. Miller	Simon
Batcheller	Fish	Morey	H. Smith
Biglin	Goss	Parry	Snyder
Bordwell	Gregory	Persons	C. S. Spencer
Bostwick	Hardy	Petty	G. W. Spencer
Braman	Houghton	Phillips	Stacy
Brewer	Hussey	Ryan	Vedder
Brown	Jones	Sanford	Waehner
Clark	Lynde	Scherman	C. B. Wood
Deane	McAfee	Schifferdecker	

Mr. Weed moved to reconsider said vote, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Kshinka introduced a bill entitled "An act to provide an armory in the city of Albany, county of Albany, for the use of the Tenth regiment of the National Guard of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Sherwood introduced a bill entitled "An act to authorize the common council of the city of Binghamton to erect a bell tower over Academy street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Leake introduced a bill entitled "An act to amend chapter 335 of the Laws of 1873, entitled 'An act to re-organize the local government of the city of New York,' passed April 13, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Philpot introduced a bill entitled "An act to amend chapter 435 of the Laws of 1868, entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal the present charter,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Murray introduced a bill entitled "An act to incorporate the New York and Brooklyn Accommodation Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Batcheller introduced a bill entitled "An act to authorize the Canal Board to adjust the claim and settle with Sidney Seeley for extraordinary labor performed and materials furnished on the Champlain canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Lawrence introduced a bill entitled "An act to repeal the act entitled 'An act to amend the act passed July 21, 1853, entitled An act to provide for the incorporation of companies to construct plank roads,' passed May 7, 1847, and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act regulating the winter tariff on the several railroads of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Sunderlin introduced a bill entitled "An act granting certain rights and privileges to the Gloversville and Northville Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Colahan introduced a bill entitled "An act relating to the taking of testimony by stenographers, and the subscribing and filing of the same in the surrogate's court of the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Fish introduced a bill entitled "An act to protect the elections of voluntary political associations, and to punish frauds therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Healey introduced a bill entitled "An act to enable Maria Pauss, widow of Frederick Pauss to take and hold real estate, and to release to her the interest and title to land escheated to the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Wagstaff introduced a bill entitled "An act to authorize William Inman, an alien, to hold real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the Bay Ridge Contracting Company,' passed May 21, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Worth introduced a bill entitled "An act to amend an act entitled 'An act to authorize the South Side Railroad Company of Long Island to build or purchase branches, extend its main line, and to purchase the stock of the New York and Flushing Railroad Company, the Far Rockaway Branch Railway Company of Queens county, N. Y., and of the Hunters' Point and South Side Railroad Company, also of Queens county, N. Y., and to consolidate the said companies or any two or more of them

into one corporation, and also to use steam dummies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to confirm, reduce and levy a certain assessment in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to regulate the sale of illuminating gas manufactured by the Equity Gas-light Company of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Blumenthal introduced a bill entitled "An act to provide for recording indictments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Griffin offered for the consideration of the House a resolution, in the words following:

Whereas, The labors of the superintendent of the wrapping department are more than one person can properly perform, and the duties of the position requiring the constant attention and watchfulness of some competent person, which makes two officers necessary; therefore,

Resolved, That Chas. H. Walters be and he is hereby appointed assistant superintendent of the wrapping department, with the same compensation as that of general messenger.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Prince called from the table the resolution previously offered by him, in the words following:

Resolved, That the Attorney-General be requested to inform this House, at his earliest convenience, as to the legal status of the proposed amendment to article seven of the Constitution, in reference to the insertion of the words "the Black River canal," in said amendment; and whether the gross receipts of all the canals can be appropriated to the reparation of any one canal under said proposed amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Shattuck offered for the consideration of the House a resolution, in the words following:

Resolved, That the Comptroller be requested to report to this House, at his earliest convenience, in writing, the amount of claims adjudicated by the commissioners appointed under chapter 176 of the Laws of 1859, entitled "An act to appoint commissioners for the adjustment of certain claims for services of the militia of this State in the war of 1812, and what amount of such claims have been paid."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Petty offered for the consideration of the House a resolution, in the words following:

Whereas, The committee on local and special laws have no clerk or messenger, none being provided by law; and

Whereas, It is necessary to have a clerk and messenger for said committee; therefore,

Resolved, That John Quincy Allen be and hereby is appointed clerk of said committee during the session of 1874, at five dollars per day, and that George C. Storrs be and he hereby is appointed messenger of said committee during the session of 1874, at three dollars per day.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 68 }
{ NOES 15 }

Those who voted in the affirmative, were

Alberger	Daly	Jones	Sloan
Alvord	Deane	Kirk	J. W. Smith
Barrow	Denniston	Kshinka	Snyder
Beebe	Dickson	Leake	Speaker
Bennett	Donahue	Lincoln	C. S. Spencer
Biglin	Ely	Lockwood	G. W. Spencer
Blumenthal	Farrar	McAfee	Stacy
Bordwell	Fish	McGroarty	Stover
Bostwick	Goss	Melvin	Taylor
Braman	Gregory	E. Miller	Townsend
Brown	Hazelton	Morey	Vedder
Coffey	Healey	O'Callaghan	Wagstaff
Clark	Hiller	Petty	Weed
Cleary	Hoag	G. Pope	Wight
Colahan	Holden	S. G. Pope	Winfield
Comstock	Houghton	Prince	C. B. Wood
Coughlin	Hussey	Scherman	Worth

Those who voted in the negative, were

Badger	Griffin	Parry	Schifferdecker
Bassett	Hammond	Persons	H. Smith
Batcheller	Hardy	Phillips	Thorpe
Bulkley	W. Miller	Sanford	

Mr. Beebe offered for the consideration of the House a resolution in the words following:

Whereas, The Assembly on the 15th day of January ordered the Clerk's desk to be changed; and,

Whereas, Such change makes it necessary to have a messenger in front of the desk; therefore,

Resolved, That Charles L. Keyes be and is hereby appointed Clerk's messenger, with the same pay as other Clerk's messenger, for the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Vedder offered for the consideration of the House a resolution in the words following:

Whereas, The right of George Scherman, Esq., of the Eighth Assembly district of the city of New York, to sit in this House as a member thereof from said district, is contested by Martin Nachtmann, Esq., and also by Jacob Messer, Esq., of said district; and,

Whereas, The standing committee on privileges and elections is charged with the duty of investigating the merits of said controversy; and,

Whereas, All the witnesses for said parties reside in the city of New York; therefore,

Resolved, That the committee on privileges and elections be directed and are hereby authorized to conduct said investigation, and take testimony thereon in the city of New York, with power to send for persons and papers, and that a clerk and messenger accompany said committee to said city.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Whereas, An emergency has arisen rendering it necessary for the committee on privileges and elections to employ a stenographer to report the testimony in the matter of Martin Nachtmann and Jacob Messer, contesting the seat of George Scherman; therefore,

Resolved, That Matthew W. Tanner be and he hereby is authorized and employed to report the proceedings before said committee in said matter, at a compensation of twenty-five (25) cents per folio (the usual price) for copying and reporting, such employment to continue only during such investigation.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 67 }
{ NOES 1 }

Those who voted in the affirmative, were

Alberger	Deane	Lockwood	Snyder
Alvord	Dickson	Manley	Speaker
Badger	Donahue	McAfee	C. S. Spencer
Barrow	Ely	Melvin	G. W. Spencer
Bassett	Farrar	E. Miller	Stacy
Batcheller	Goss	W. Miller	Stover
Biglin	Hammond	Morey	Taylor
Blumenthal	Hazelton	O'Callaghan	Thorp
Bordwell	Hiller	Parry	Townsend
Bostwick	Hoag	Petty	Vedder
Braman	Holden	S. G. Pope	Wagstaff
Brown	Houghton	Sanford	Weed
Coffey	Jones	Scherman	Wight
Clark	Kirk	Schifferdecker	Winfield
Comstock	Kshinka	Sloan	C. B. Wood
Coughlin	Leake	H. Smith	Worth
Daly	Lincoln	J. W. Smith	

For the negative,

Sherwood

Mr. Dickinson offered for the consideration of the House a resolution, in the words following:

Whereas, The Assembly did, on the 15th day of January, concur in the passage of a resolution adopted by the Senate on the 13th day of January, in the words following, to wit:

Resolved (if the Assembly concur), That to the postmaster of each House be assigned the duty of weighing and stamping all documents sent by mail or express, and entering in a book to be kept by him for that purpose the amount of postage or express charges paid thereon, reporting to the clerks of the respective Houses the aggregate thereof weekly; and that the assistant postmaster of each House be charged with the duty of entering in a book to be kept by him for that purpose an accurate account of all documents, with the postage or express charges paid thereon, transmitted from the post-office of their respective Houses by mail or express, and that they report the aggregate thereof weekly to the respective clerks of the Senate and Assembly; and that the clerks of the Senate and Assembly from time to time furnish the postmaster of each House, respectively, the stamps requisite for carrying into execution the foregoing resolution, an account thereof to be kept by them in books to be by them provided for that purpose; and that the books kept by the postmaster and assistant postmaster above specified be at all times open to the inspection of the clerks and members of each House respectively."

And whereas, The adoption of said resolution imposes upon the postmaster and assistant postmaster of the Assembly labors which it is impossible for them to perform without the assistance of an additional assistant or clerk; therefore,

Resolved, That R. B. Vose be and he is hereby appointed clerk to the Assembly post-office during the remainder of the current session of the Legislature, for the purpose of assisting the postmaster and assistant postmaster in performing the additional duties imposed upon them by the adoption of the above concurrent resolution, and that his compensation be three dollars per day.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. W. Miller offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be instructed to report a bill, at their earliest convenience, repealing chapter 486 of the Laws of 1871, entitled "An act in relation to the qualification of persons to be admitted to practice in the courts of this State as attorneys, solicitors and counselors."

Pending the question,

On motion of Mr. Alberger, at 2 o'clock and 37 minutes, the House adjourned.

FRIDAY, JANUARY 23, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Hobart Cooke.

The journal of yesterday was read and approved.

Mr. Speaker stated the pending question to be upon the adoption of the resolution offered by Mr. W. Miller, in the words following:

Resolved, That the committee on the judiciary be instructed to report a bill, at their earliest convenience, repealing chapter 486 of the Laws of 1871, entitled "An act in relation to the qualification of persons to be

admitted to practice in the courts of this State as attorneys, solicitors and counselors."

Debate arising thereon,

Ordered, That said resolution be laid upon the table.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to repeal chapter 455 of the Laws of 1873, entitled 'An act in relation to the Seneca Indians residing on the Cattaraugus and Allegany Reservations,' passed May 9, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on Indian affairs.

"An act to authorize the common council of the city of Utica to borrow and disburse money for city purposes, and levy and collect taxes to pay the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

A message from the Senate was received and read, requesting concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That a joint committee, to consist of three members of the Senate and five members of the Assembly, be appointed upon the joint rules of the Senate and Assembly.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend the Revised Statutes in relation to the drawing of jurors."

"An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature.'"

"An act to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867."

"An act to reimburse purchasers of land from the State, to which title has failed."

Mr. Speaker announced the special order, being the bill entitled as follows:

"An act to amend an act entitled 'An act in relation to the powers and duties of the department of public parks of the city of New York,' passed June 28, 1873, and in relation to the powers of the common council in said city."

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bill.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Alberger, from said committee, reported in favor of the passage of said bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Alberger presented a petition of Pratt & Co., asking for increased salaries to the police detectives force; which was read and referred to the committee on affairs of cities.

Also, a petition of MacAdam road and city of Buffalo, for surrender of road from creek to parkway; which was read and referred to the committee on affairs of cities.

Mr. Denniston presented a petition of citizens of the town of Highland, Orange county, asking for repeal of part of chapter 495, passed

May 5, 1863; which was read and referred to the committee on roads and bridges.

Mr. Melvin presented a petition of 200 stone cutters, praying that stone used in the construction of the new capitol may be cut in Albany;," which was read and referred to the committee on ways and means.

Mr. C. S. Spencer presented a petition of officers and tellers of banks of the cities of New York and Brooklyn, asking to be exempt from jury duty;" which was read and referred to the committee on the judiciary.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to enable resident aliens to hold and convey real estate, and for other purposes,' passed April 30, 1845," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act relating to courts of record and other courts in the city and county of New York,' passed April 29, 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to authorize the city of Ithaca to borrow and disburse money to pay for fire apparatus, and to levy and collect a tax to pay for the same," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870," reported adversely thereto, which report was agreed to.

The Senate bill entitled "An act to provide for the payment of certain bonds of the city and county of New York," being announced for a third reading.

Mr. C. S. Spencer moved to recommit said bill to the committee on affairs of cities, with instructions to amend the same by adding after the word "bonds," in line 15, section 1, the words, "Provided that none of said bonds shall be issued without the affirmative vote of three members of the board of estimate and apportionment."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so recommitted.

Mr. Eastman, from said committee, then reported said bill, as directed by the House.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel
Alberger

Farrar
Fish

Lockwood
Lynde

Sherwood
Simon

Alvord	Footo	Mackin	Sloan
Batcheller	Griffin	McAfee	H. Smith
Bennett	Gurnee	McGroarty	Snyder
Blumenthal	Hammond	McQueen	C. S. Spencer
Bordwell	Hanrahan	E. Miller	Stacy
Bostwick	Hayes	W. Miller	Stephens
Braman	Healey	Murray	Stover
Brewer	Hiller	O'Callaghan	Sunderlin
Brown	Hoag	Parry	Tewksbury
Burritt	Houghton	Patten	Thorp
Clark	Hussey	Petty	Vedder
Comstock	Johnson	Philpot	Wagstaff
Coughlin	Jones	G. Pope	Weed
Daly	Knapp	S. G. Pope	Whalen
Denniston	Kshinka	Prince	Whitbeck
Dickson	Landfield	Ryan	Wight
Eastman	Lawrence	Schifferdecker	Winfield
Ely	Leake		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same, with an amendment.

The "Concurrent resolution proposing amendments to article two of the Constitution," being announced for a third reading,

Mr. Beebe moved to recommit said resolution, with instructions to strike out all from the words "And whereas," where it first occurs, down to the end of the resolution following, and report forthwith.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Said resolution was then read a third time.

Mr. Speaker then put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Denniston	Leake	Shattuck
Alvord	Dickson	Lincoln	Sherwood
Badger	Eastman	Lockwood	Simon
Barrow	Farrar	Lynde	Sloan
Batcheller	Fish	Mackin	Snyder
Beebe	Footo	McAfee	C. S. Spencer
Bennett	Goss	McGroarty	G. W. Spencer
Berri	Gregory	McQueen	Stacy
Blumenthal	Griffin	W. Miller	Stephens
Bordwell	Gurnee	Morey	Stover
Bostwick	Hanrahan	Murray	Sunderlin
Braman	Hardy	O'Callaghan	Taylor
Brewer	Hazelton	Parry	Tewksbury
Brown	Hiller	Persons	Thorp
Burritt	Holden	Petty	Townsend
Chadwick	Houghton	Phillips	Vedder

Clark	Hussey	Philpot	Wagstaff
Comstock	Johnson	G. Pope	Whalen
Coughlin	Jones	S. G. Pope	Witbeck
Daly	Kshinka	Prince	Wight
Deane	Landfield	Schifferdecker	C. B. Wood

Those who voted in the negative, were

Abeel Bassett

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The "Concurrent resolution proposing amendment to article three of the Constitution," being announced for a third reading,

Mr. Weed moved to recommit said resolution to the committee on the judiciary, with instructions to strike out the word "four" in line one, and also section 4, commencing at line seven and including line nine, and report the same forthwith.

Mr. Batcheller moved to amend said motion by striking out all of said motion instructing said committee.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Weed, as amended, and it was determined in the affirmative.

Said resolution was so recommitted.

The "Concurrent resolution proposing amendments to article four of the Constitution," being announced for a third reading,

Mr. Weed moved to recommit said resolution to the committee on the judiciary, with instructions to strike out the word "three" in line four, and insert the word "two." Also, to strike out all of section 9, after the word "adjournment," in line forty-six.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the negative.

Said resolution was then read a third time.

Mr. Speaker then put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 16 }

Those who voted in the affirmative, were

Alberger	Chadwick	Hoag	S. G. Pope
Alvord	Clark	Hussey	Prince
Badger	Comstock	Jones	Schifferdecker
Barrow	Coughlin	Kshinka	Sloan
Batcheller	Daly	Landfield	Snyder
Beebe	Deane	Lawrence	Speaker
Bennett	Denniston	Leake	C. S. Spencer
Berri	Dickson	Lincoln	Stover
Blumenthal	Eastman	Lockwood	Sunderlin
Bordwell	Farrar	Lynde	Tewksbury
Bostwick	Fish	McAfee	Thorp
Braman	Foote	McGroarty	Townsend

Brewer	Goss	W. Miller	Vedder
Brown	Gregory	Parry	Wagstaff
Bulkley	Griffin	Petty	Whalen
Burritt	Gurnee	Phillips	Wight
Coffey	Hiller	G. Pope	

Those who voted in the negative, were

Abeel	Hayes	Melvin	Stephens
Colahan	Hazelton	Murray	Taylor
Davis	Healey	O'Callaghan	Weed
Hammond	Holden	Sherwood	P. Woods

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. C. S. Spencer moved to lay the pending order of business upon the table for the purpose of taking up the order of business, "introduction of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Schifferdecker introduced a bill entitled "An act to regulate the price and quality of gas," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Eastman introduced a bill entitled "An act to authorize railroad companies incorporated by other States to acquire and hold lands and tenements in this State for necessary depot and business purposes, and to sell and dispose of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to amend section 29 of the act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Denniston introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to repeal part of chapter 495, relating to the building of a new bridge over Chambers' creek, and making the present toll-bridge over Murderers' creek, in the town of New Windsor (in Orange county) free," passed May 5, 1863, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Schifferdecker introduced a bill entitled "An act to regulate the official advertising of the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Phillips introduced a bill entitled "An act to amend chapter 767 of the Laws of 1872, entitled 'An act to establish the compensation of county judges and surrogates, pursuant to the thirteenth section of the amended sixth article of the Constitution,'" which was read the first

time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Alberger introduced a bill entitled "An act to exempt the county of Erie from the provisions of chapter 833 of the Laws of 1873, entitled 'An act to regulate the fees of coroners,' and to provide for the appointment and compensation of post-mortem examiners in said county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to extend the provisions of chapter 489 of the Laws of 1873, amending certain acts for the better security of mechanics and others erecting buildings in certain counties of this State to the county of Erie, excepting the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Also, the bill entitled "An act to authorize the Grand Trunk Railway Company, of Canada, to purchase and hold real estate in the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Leake introduced a bill entitled "An act to amend chapter 335 of Session Laws of the year 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. C. S. Spencer introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Petty introduced a bill entitled "An act to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county, held April 1, 1873, authorizing the supervisors of said town to offer a certain reward, and to provide for the payment of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Oakley introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Cotton and Produce Exchange Clearing House Association of the city of New York,' passed June 26, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Snyder offered for the consideration of the House a resolution in the words following:

Whereas, The labors of the superintendent of documents comprise, among other duties, the indexing under their proper heads of over 3,000 different numbers of bills and documents, the labeling and filing away of the same, answering the incessant calls made upon him for copies and information relating thereto, often requiring his attendance, with short intervals, from eight o'clock A. M. until nine P. M., and later, when evening sessions are held; the receiving of books sent to members, and distributing the same, together with the great labor attending the preparation of documents for the files of members; also, overlooking the folding department, to prevent the waste usually attendant thereon, we consider it necessary

for economy and convenience of members, that the document department be furnished with assistance; therefore,

Resolved, That Mr. Wm. W. Brinkerhoff be and is hereby appointed assistant superintendent of documents, and that the same compensation be allowed him as to superintendent of documents, and paid in the same manner, and that such appointment continue during the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Deane offered for the consideration of the House a resolution, in the words following :

Whereas, It is necessary to have a messenger in the post-office department of this House ; and

Whereas, There is no messenger provided for by law ; therefore,

Resolved, That Thomas Reily be and he hereby is appointed such messenger for and during the session of 1874, at a compensation of three dollars per day.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Hiller offered for the consideration of the House a resolution, in the words following :

Whereas, The labor of the superintendent of documents comprises, among other duties, the indexing, under their proper heads, of over three thousand different numbers of bills and documents ; the labeling and filing away of the same ; answering the incessant calls made upon him for copies and information relating thereto, often requiring his attendance, with short intervals, from eight o'clock A. M. till nine o'clock P. M., and later when evening sessions are held ; the receiving of books sent to members and distributing the same, together with the great labor attending the preparation of the documents for the files of the members ; also, overlooking the folding department to prevent the waste usually attendant thereon, we consider it necessary, for economy and convenience of members, that the document department be furnished with assistance ; therefore,

Resolved, That William N. Haskell be and is hereby appointed assistant superintendent of documents, and that the same compensation be allowed him as to superintendent of documents, and paid in the same manner, and that such appointment continue during the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Braman offered for the consideration of the House a resolution, in the words following :

Whereas, The convenience of members requires that the wrapping department should be promptly attended to, and to prevent the waste usually attendant thereon, we consider it necessary that the sergeant-at-arms should have additional assistance in that department ; therefore,

Resolved, That Lucius Barnes, Jr., be and is hereby appointed superintendent of the wrapping department, with the same compensation as that of general messenger.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. C. S. Spencer offered for the consideration of the House a resolution, in the words following :

Whereas, This Assembly on the 15th day of January, instant, passed

a resolution imposing extra duties upon the officers of the Assembly post-office in requiring the stamping of all documents and of preparing all express charges, which additional services necessitates more force in the post-office; therefore,

Resolved, That Charles S. Maney be and he is hereby appointed superintendent of the expressing and mailing department of the Assembly post-office, at the compensation of four dollars per day.

Ordered, That said resolution be referred to the committee on expenditures of the House.

On motion of Mr. Bennett,

Whereas, The Legislature has been duly informed by the annual report of the Comptroller of the serious inconvenience occasioned by a want of promptness on the part of county treasurers in remitting to the State Treasurer their respective quotas of the State taxes; therefore,

Resolved, That the Comptroller be and he hereby is requested to prepare and furnish to the Assembly, at his earliest convenience, a statement, in convenient tabular form, exhibiting the quota of each of the several counties of State tax, and the aggregate thereof, for the fiscal year ending September 30, 1872, also showing the amount of the payments by each county to the State Treasurer on account of said taxes during each month since the same became due and payable, the aggregate thereof to December 31, 1873, and the balance, if any, then remaining due to the State.

Resolved, That the Comptroller be also requested to furnish this House with a similar statement of and concerning the State taxes for the year ending September 30, 1873.

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Whereas, It is necessary to have additional assistance in wrapping and putting up documents; therefore,

Resolved, That Clinton L. Baxter be and he is hereby appointed superintendent of the wrapping department for the current year, at the same compensation that is paid to messengers of this House.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Whereas, It is provided and declared in and by chapter 733 of the Laws of 1872, that "the lower of the West Bank islands, built under the direction of Dr. Swinburne, shall hereafter be known and designated as Swinburne Island Hospital; and,

Whereas, The health officer in his report to the commissioners of quarantine, for the year 1872, and the said commissioners in their report to the Legislature for said year, in disregard and defiance of said legislative provision and declaration, did refer to and designate said hospital otherwise than by its true name, thus tending to produce confusion in the records of the State; and,

Whereas, The Legislature, at its last session, by joint resolution of the Senate and Assembly, did direct that the said report of the commissioners and health officer should be amended by striking out the name given by them to said hospital in said report, inserting in place thereof its correct statutory name, and also directed that in all reports and papers said island should be designated as Swinburne Island Hospital; and,

Whereas, The said health officer and commissioners, in further disregard and defiance of said legislative provision and declaration, have, in their annual report for the year 1873, just submitted to the Legislature, again ignored said statutory name of said hospital, and have therein designated the same by a name of their own selection, not sanctioned by law; therefore,

Resolved (if the Senate concur), That the said last mentioned reports be forthwith returned by the Clerk of the Senate and of the Assembly to the commissioners of quarantine and said health officer, and that they cause the same to be amended by striking out said unauthorized name of said hospital in said reports wherever the same occurs, and inserting in place thereof the name given to said hospital in and by the law aforesaid, and that they return the same to the Senate, thus amended, within ten days from this date.

Resolved, That the Clerk of the Senate and of the Assembly immediately transmit to the health officer and commissioners of quarantine, a copy of the foregoing preamble and resolutions.

Said resolutions being concurrent,

Ordered, That the same be laid upon the table.

Mr. Dean offered for the consideration of the House a resolution, in the words following:

Resolved, That when this House adjourns it adjourn to meet Monday next, at half-past seven o'clock P. M.

Mr. Lincoln moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the negative.

{ AYES 19 }
{ NOES 63 }

Those who voted in the affirmative, were

Batcheller	Goss	Lynde	Shattuck
Bostwick	Hammond	Morey	C. S. Spencer
Braman	Hiller	Parry	Stacy
Davis	Landfield	Phillips	Whalen
Fish	Lincoln	Prince	

Those who voted in the negative, were

Alberger	Deane	Houghton	Sherwood
Alvord	Denniston	Hussey	Snyder
Badger	Dickson	Kirk	G. W. Spencer
Barrow	Eastman	Kshinka	Stephens
Bassett	Ely	Law	Stover
Beebe	Farrar	Leake	Sunderlin
Bennett	Foote	Mackin	Taylor
Berri	Gregory	McAfee	Tewksbury
Bordwell	Griffin	McGroarty	Thorp
Brewer	Hanrahan	E. Miller	Townsend
Burritt	Hardy	W. Miller	Vedder
Chadwick	Hayes	Murray	Wagstaff
Clark	Hazelton	Oakley	Wight
Comstock	Healey	Petty	Winfield
Coughlin	Hoag	S. G. Pope	C. B. Wood
Daly	Holden	Schifferdecker	

The question being on the motion of Mr. Deane,

Mr. Prince moved to amend by adding at the end thereof the words, "and that on every alternate week hereafter, until further ordered, the House adjourn from Friday, at 1½ p. m., to the succeeding Tuesday at 10 a. m., and that no other adjournment take place except from day to day."

Mr. Lincoln moved to lay the amendment of Mr. Prince upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 63 }
{ NOES 27 }

Those who voted in the affirmative, were

Abeel	Daly	Hoag	Sherwood
Badger	Davis	Kirk	Simon
Barrow	Deane	Kshinka	Snyder
Bassett	Denniston	Law	G. W. Spencer
Beebe	Eastman	Lawrence	Stephens
Bennett	Ely	Leake	Stover
Berri	Farrar	Mackin	Sunderlin
Blumenthal	Foote	McAfee	Taylor
Bordwell	Gregory	McGroarty	Thorp
Bostwick	Griffin	Melvin	Townsend
Braman	Gurnee	E. Miller	Vedder
Brewer	Hanrahan	W. Miller	Wagstaff
Burritt	Hardy	Murray	Wight
Clark	Hayes	Oakley	Winfield
Comstock	Hazelton	O'Callaghan	C. B. Wood
Coughlin	Healey	G. Pope	

Those who voted in the negative, were

Alberger	Holden	Morey	Shattuck
Alvord	Hussey	Parry	Speaker
Batcheller	Landfield	Petty	C. S. Spencer
Dickson	Lincoln	Phillips	Stacy
Fish	Lockwood	S. G. Pope	Tewksbury
Goss	Lynde	Prince	Whalen
Hiller	McQueen	Schifferdecker	

Mr. Vedder asked and obtained indefinite leave of absence for the committee on privileges and elections.

Mr. Schifferdecker offered for the consideration of the House a resolution, in the words following:

Whereas, The superintendent of documents is required to index a large number of bills and documents, labeling and filing the same,

hence requiring his constant attendance in the receiving and distributing of the same, also the receiving of books sent to members, and likewise distributing them, together with the great labor attending the preparation of the documents for the files of members, thus we deem it essential for the convenience of members that he be furnished with assistance; therefore,

Resolved, That Mr. M. M. Lindenstein be and is hereby appointed assistant superintendent of documents, and that the same compensation be allowed him as to superintendent of documents, and paid in the same manner, and that such appointment continue during the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Vedder moved that the committee on expenditures of the House be discharged from the further consideration of the resolution previously offered by him relative to the employment of a clerk and messenger for the committee on privileges and elections.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Vedder, and by unanimous consent, said resolution was then announced for passage.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Denniston	Lawrence	Schifferdecker
Alberger	Dickson	Leake	Simon
Alvord	Ely	Lincoln	Snyder
Badger	Farrar	Mackin	Speaker
Barrow	Foote	McAfee	C. S. Spencer
Bennett	Goss	McGroarty	Stacy
Blumenthal	Gregory	McQueen	Stephens
Bordwell	Griffin	Melvin	Stover
Branan	Hammond	E. Miller	Taylor
Brewer	Hanrahan	W. Miller	Thorp
Burritt	Hazelton	Morey	Townsend
Coffey	Hiller	Murray	Vedder
Clark	Hoag	Oakley	Wagstaff
Comstock	Holden	Petty	Wight
Coughlin	Houghton	Phillips	Winfield
Daly	Hussey	G. Pope	C. B. Wood
Deane	Kshinka	Prince	

For the negative,

S. G. Pope

Mr. Clark, from the committee on expenditures of the House, to which was referred the resolution relative to the construction of an iron railing in the rear of the seats, reported in favor of the adoption of the following resolution:

Resolved, That an iron railing be constructed in the rear of the seats, and that no persons other than those entitled to the privileges of the floor be allowed to pass inside the same; that there be three gates in said railing, one in the center aisle, and one on each side of the chamber, and that the whole be constructed under the direction of the sergeant-at-arms.

Mr. Alvord moved to amend said report by adding at the end thereof, the words "with the approval of the Speaker and Clerk."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report as amended, and it was determined in the affirmative.

By unanimous consent, Mr. Lincoln presented the petition of John I. Furbeck, claiming the seat occupied by Hon. Charles Simon; which was read and referred to the committee on privileges and elections.

Mr. Speaker announced the appointment of John Stanwix, as general messenger, in place of John Quincy Allen, elected clerk of the committee on local and special laws.

On motion of Mr. Deane, at 1 o'clock and 45 minutes, the House adjourned.

MONDAY, JANUARY 26, 1874.

The House met pursuant to adjournment.

Prayer by Rev. William Durant.

The journal of Friday, January 23, was read and approved.

Mr. Speaker presented a communication from the Canal Board, transmitting the proceedings of the board on the 21st day of January, 1874, adopting a resolution in the words following:

Resolved, That the toll sheet of 1873 be adopted, with the concurrence of the Legislature.

Ordered, That said resolution be referred to the committee on canals.

Also, the New York Asylum report for 1873; which was laid on the table and ordered printed.

(See Doc. No. 28.)

Also, the report of Le Conteaux St. Mary's Institution for the instruction of Deaf mutes at Buffalo; which was laid on the table and ordered printed.

(See Doc. No. 29.)

Mr. Kshinka presented a petition of Jacob Urschel and others praying that the present excise law be repealed; which was read and referred to the committee on internal affairs.

Mr. Denniston presented a petition of citizens of Orange county relative to the bridge across Murderers' creek, Orange county; which was read and referred to the committee on roads and bridges.

Also, a petition of Wm. Smith and others in relation to lands being submerged by waters of Onondaga lake; which was read and referred to the committee on canals.

Mr. Stover presented a petition for the repeal of chapter 525 of the Laws of 1873; which was read and referred to the committee on the judiciary.

Mr. Alvord presented a petition of the Cape Cod Coarse Salt Company; which was read and referred to the committee on canals.

Mr. Carpenter presented a petition of citizens of Madison county to exempt mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Bassett presented a petition of citizens of Croton, Delaware county, for relief from payment of erroneous printing expenses; which was read and referred to the committee on public printing.

Mr. Kshinka presented a petition of C. F. Schifferdecker and others, praying for the repeal of the present excise law; which was read and referred to the committee on internal affairs.

Mr. Beecher presented a petition of citizens of Chenango county asking to be exempted from the law making commissioners of highways inspectors of plank-roads; which was read and referred to the committee on roads and bridges.

Mr. Hardy presented a petition of citizens of Cayuga county, for repeal of section 9 of chapter 693 of the Laws of 1873; which was read and referred to the committee on internal affairs.

Mr. Morey introduced a bill entitled "An act to amend an act entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying ground near the village of Moscow,' passed April 27, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Alvord introduced a bill entitled "An act to regulate the payment of the State tax into the State treasury," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act for the further protection of the Solar Salt fields, situated on lands of the State at the head of Onondaga lake," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act for the appraisal of damages to William Brown Smith and Edward A. Powell," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act for the appraisal of the amount of damages to the Union Coarse Salt Company, the Salt Springs Solar Coarse Salt Company, the Salina Solar Coarse Salt Company, the Cape Cod Coarse Salt Company, and to the Salina Coarse and Fine Salt Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Lincoln introduced a bill entitled "An act to amend an act entitled 'An act prescribing the officers and employees that may be elected, appointed or employed by the Senate and Assembly, fixing the salary and compensation thereof, and regulating the proceedings of investigating committees, and providing for the payment of the expenses thereof,' passed February 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Hammond introduced a bill entitled "An act in relation to county treasurers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. MoAfee introduced a bill entitled "An act to amend an act entitled 'An act in relation to elections in the city and county of New York, and to provide for ascertaining by proper proofs the citizens who shall be entitled to the right of suffrage thereat,' passed May 14, 1872, being chapter 875 of the Laws of 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Simon introduced a bill entitled "An act to authorize the Canal Commissioners to construct a swing or turn table bridge over the Oswego canal, on Salina street in the city of Syracuse," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Wachner introduced a bill entitled "An act to amend an act entitled 'An act relating to the Marine court in the city of New York, declaring and defining its jurisdiction and practice, and consolidating the several acts affecting the said courts,' passed May 10, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Blessing introduced a bill entitled "An act to incorporate the Twilight Association of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Daly introduced a bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for the erection of buildings,' passed April 5, 1853," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Also, the bill entitled "An act to provide for the improvement of Tompkins' Square, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Sunderlin introduced a bill entitled "An act to regulate the fare upon the Gloversville and Kingsboro' Street railroad, and the weight of rails to be used thereon," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes, in relation to the excise moneys in said village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Carpenter introduced a bill entitled "An act to amend an act entitled 'An act to regulate the fees of coroners,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Taylor introduced a bill entitled "An act to repeal chapter 182 of Laws of 1872, entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Lake Ontario Shore Railroad Company, and to take the bonds or stock of that company therefor,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Bennett introduced a bill entitled "An act to reduce rate of ferriage on certain ferry routes between the cities of New York and Brooklyn, and to establish rates of ferriage thereon, and to regulate the running

of said ferries," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Oakley introduced a bill entitled "An act to amend an act entitled 'An act to authorize the laying of rails and to run cars thereon for the transportation of passengers, in certain streets and avenues in the upper part of the city of New York,' passed June 24, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Whereas, The erection of the railing in the rear of the seats requires the appointment of three additional doorkeepers; therefore,

Resolved, That the Speaker be and is hereby authorized to appoint three additional doorkeepers, to take charge of the gates in said railing.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

{ AYES 26 }
{ NOES 27 }

Those who voted in the affirmative, were

Beebe	Comstock	Lincoln	Oakley
Beecher	Coughlin	Lockwood	Patten
Bennett	Eastman	Lynde	Philpot
Blessing	Hayes	Manley	G. Pope
Bostwick	Hiller	McAfee	C. S. Spencer
Burritt	Holden	McGroarty	Vedder
Chadwick	Houghton		

Those who voted in the negative, were

Alvord	Denniston	Lawrence	Snyder
Badger	Ely	Melvin	Stacy
Bassett	Farrar	Morey	Taylor
Blumenthal	Fish	Parry	Thorpe
Braman	Hammond	Phillips	Townsend
Brown	Hoag	S. G. Pope	Waehner
Carpenter	Kirk	Prince	West
Clark	Kshinka	Simon	Whalen
Daly	Law	Sloan	Winfield
Davis			

When the name of Mr. Prince was called he rose in his place and asked to be excused from voting, and raising the point of order that under chapter 12 of the Laws of 1872 said resolution was out of order, for the reason that it did not give the names of the persons to be appointed.

Mr. Speaker decided the point of order well taken.

Mr. Prince then withdrew his request to be excused, and recorded his vote in the negative.

Mr. Alvord moved to reconsider the vote on said resolution, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Vedder called from the table the concurrent resolution previously offered by him relative to the report of the health officer and commissioners of quarantine, whereby the "Swinburne Island Hospital" was wrongly named.

On motion of Mr. Vedder said resolution was referred to the committee on the judiciary.

On motion of Mr. Holden,

Resolved, That the use of this Assembly chamber be granted to the New York State Homœopathic Medical Society on the evening of Tuesday the tenth of February next.

Mr. Speaker presented a communication from the State Engineer and Surveyor, in response to a resolution of the Assembly adopted January 7, 1874, relative to removing the bench walls and substituting slope walls in the Erie canal.

On motion of Mr. Alvord, said communication was ordered printed and referred to the committee on canals.

Mr. Bennett called from the table the resolution previously offered by him, in the words following:

Whereas, The Senate and Assembly have been duly informed by the Governor's annual message of a defalcation in the office of the State Treasurer, by a fraudulent abstraction of the public money during the months of August and September, 1873, to the amount of \$304,957.91, which defalcation the Governor states "would no doubt have been prevented if the Treasurer had been at his post and given to his duties the attention the State has a right to exact from the custodian of its treasure;" therefore,

Resolved, That Thomas Raines, the Treasurer, be and he is hereby called upon and required forthwith to restore and make good the amount thus fraudulently abstracted or stolen through his neglect of duty.

Resolved, That in case the said Thomas Raines refuse or neglect to comply with the preceding resolution for the space of thirty days from the passage hereof, the Attorney-General be and he is hereby directed to forthwith institute proper proceedings against him and the sureties upon his official bond to recover the amount so abstracted.

Mr. Alvord moved that said resolution be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to authorize the city of Utica to borrow and disburse money to pay for fire apparatus, and to levy and collect a tax to pay the same."

Senate, "An act amendatory of an act providing for the improvement of certain highways in the town of Watervliet."

"An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York,' being chapter 535 of the Laws of 1873."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Weed, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered to a third reading.

Mr. Weed, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861."

"An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of and furnishing the town hall at Waterford, and for the purchase of a bell and town clock."

"An act to amend chapter 883 of the Laws of 1833, entitled 'An act to regulate the fees of coroners.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Beebe, from said committee, reported in favor of the passage of said first and second mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Beebe, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act entitled 'An act to provide for the payment of the indebtedness of Amsterdam village, Montgomery county, in the State of New York, and to regulate the incurring of future liability by the board of trustees of said village.'"

"An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate of which Anthony O'Carroll died seized, to Georgianna, his widow."

"An act in relation to proceedings for the safe-keeping and care of lunatics."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Goss, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Goss, from said committee, also reported that they had gone through with the second mentioned bill, made an amendment thereto, and amended the title by inserting after the word "Georgianna," the word "O'Carroll," and recommend its passage; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Goss, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave.

Mr. Batcheller moved to recommit said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Goss, at 9 o'clock and 50 minutes, the House adjourned.

TUESDAY, JANUARY 27, 1874.

The House met pursuant to adjournment.

Prayer by Rev. William Durant.

The journal of yesterday was read and approved.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution :

Resolved (if the Assembly concur), That a respectful message be sent to his Excellency the Governor asking the return to the Senate of the bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor, and provide for the payment thereof," for amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act to authorize the extension of the time for the collection of taxes in the several towns of the State," with a message that they had concurred in the passage of the same, with the following amendments :

Section 1, lines 2 and 3, strike out the words "fifteen days after the passage of this act," and insert in lieu thereof the words, "the time required by his warrant."

Line 4, strike out the word "as," and insert in lieu thereof the words, "his bond as is."

Line 7, strike out the words "a day not later than."

Line 11, after the word "absence," insert the words, "or inability to act."

Line 12, after the word "thereof," insert the words, "in any case."

Line 15, after the the word "as," insert the words, "in the same manner as the original bond is." Same line, after the word "law," insert the words, "to be filed."

Line 19, strike out the word "is."

Line 20, after the word "town," insert the word "is."

Strike out the remainder of section 1, from and including the word "the," line 20.

Section 2, line 2, strike out the words "at and," and insert in lieu thereof the word "immediately." Add at the end of section the words "and the cities of Anburn and Elmira."

Section 3, add at the end of section the words, "except as herein otherwise provided."

"Amend the title by inserting after the word "towns" the words, "and certain cities."

The question being on concurring in said amendments,

Mr. Batcheller moved that the Assembly do non-concur in said amendments, and that a committee of conference be appointed thereon on the part of the Assembly, and request a like committee on the part of the Senate.

Mr. Alberger moved that said bill lay on the table, and that the amendments of the Senate thereto be printed.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the admission of attorneys and counselors at law of the supreme court of the United States to practice in the supreme court of the State of New York."

"An act to provide for the better administration of the estates of deceased persons."

"An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York,' being chapter 535 of the Laws of 1873."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Batcheller, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Batcheller, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. C. S. Spencer moved that said bill be recommitted to the committee on affairs of cities, retaining its place on the calendar of general orders.

Mr. Blessing moved to amend said motion so as to read "that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered engrossed and to a third reading."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Blessing, and it was determined in the negative.

{ AYES 39 }
{ NOES 57 }

Those who voted in the affirmative, were

Beebe	Deane	Kshinka	J. W. Smith
Blessing	Ely	Mackin	Taylor
Blumenthal	Fish	McGroarty	Thorp
Braman	Gurnee	Murray	Waehner
Brewer	Hammond	Oakley	Weed
Cleary	Hanrahan	O'Callaghan	Witbeck
Colahan	Hayes	Patten	Winfield
Coughlin	Hoag	G. Pope	C. B. Wood
Daly	Holden	Scherman	P. Woods
Davis	Kirk	Simon	

Those who voted in the negative, were

Alberger	Denniston	Lynde	Sloan
Alvord	Eastman	Manley	H. Smith
Badger	Farrar	McAfee	Snyder
Barrow	Footo	E. Miller	C. S. Spencer
Bassett	Goss	W. Miller	Stacy

Beecher	Hardy	Parry	Stover
Bennett	Hiller	Persons	Sunderlin
Biglin	Houghton	Petty	Tewksbury
Bordwell	Hussey	Phillips	Townsend
Brown	Jones	Philpot	Vedder
Bulkley	Landfield	S. G. Pope	Wagstaff
Burritt	Law	Prince	Weed
Carpenter	Lincoln	Sanford	Wight
Chadwick	Lockwood	Sherwood	Worth
Comstock			

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

Said bill was so recommitted.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend the charter of the village of Lansingburgh."

"An act to facilitate the construction of the New York and Canada railroad, and re-appropriating certain moneys to aid in the construction of said road."

"An act in relation to the publication of legal notices."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Badger, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Badger, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to enable resident aliens to hold and convey real estate, and for other purposes,' passed April 30, 1845."

"An act to amend the charter of Hobart (late Geneva) College."

"An act authorizing Union Free School District No. 1, of the town of Athens, to issue bonds and to borrow money for the purpose of erecting school buildings and purchasing a site."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Eastman, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bill entitled as follows:

"An act to amend an act entitled 'An act relating to courts of record, and other courts in the city and county of New York,' passed April 29, 1872."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Wight, from said committee, reported progress on said mentioned bill, and asked and obtained leave to sit again.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend an act entitled 'An act in relation to the powers and duties of the department of public parks of the city of New York,'

passed June 28, 1873, and in relation to the powers of the common council in said city."

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861."

"An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of, and furnishing the town hall at Waterford, and for the purchase of a bell and town clock."

Mr. Speaker presented a communication from the Attorney-General in response to a resolution of the Assembly adopted January 7, 1874, in the matter of the claim to the ownership of Long Island Sound; which was laid on the table and ordered printed.

On motion of Mr. Dickson, and by unanimous consent, the bill entitled "An act to amend the charter of the village of Lansingburgh," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Simon
Alberger	Coughlin	Kirk	Sloan
Alvord	Daly	Kshinka	H. Smith
Badger	Denniston	Lawrence	Snyder
Barrow	Dickson	Leake	Speaker
Bassett	Eastman	Manley	C. S. Spencer
Batcheller	Farrar	McAfee	Stover
Beebe	Fish	Melvin	Taylor
Beecher	Foote	E. Miller	Tewksbury
Bennett	Goss	W. Miller	Thorp
Blumenthal	Gurnee	Persons	Townsend
Bordwell	Hammond	Petty	Vedder
Bostwick	Hanrahan	Philpot	Wagstaff
Braman	Hardy	G. Pope	West
Brewer	Hazelton	S. G. Popl.	Whalen
Brown	Hiller	Prince	Wight
Bulkley	Hoag	Sanford	Winfield
Burritt	Holden	Scherman	C. B. Wood
Chadwick	Houghton	Schifferdecker	P. Woods
Clark	Hussey	Sherwood	Worth
Cleary			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. West, and by unanimous consent, the bill entitled "An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of and furnishing the town hall at Waterford, and for the purchase of a bell and town clock," was announced for a third reading.

On motion of Mr. West, and by unanimous consent, said bill was

amended by inserting after the words "per cent," the words "per annum."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Cleary	Kirk	Shattuck
Alberger	Comstock	Lawrence	Sherwood
Alvord	Coughlin	Lincoln	Simon
Badger	Deane	Lockwood	Sloan
Barrow	Denniston	Manley	J. W. Smith
Bassett	Dickson	McAfee	Snyder
Batcheller	Donahue	Melvin	C. S. Spencer
Beebe	Eastman	E. Miller	Stacy
Beecher	Ely	W. Miller	Stover
Bennett	Farrar	Morey	Sunderlin
Biglin	Fish	Murray	Taylor
Bordwell	Foote	Oakley	Townsend
Bostwick	Goss	Persons	Vedder
Braman	Hanrahan	Petty	Wahner
Brewer	Hazelton	Philpot	West
Brown	Hiller	G. Pope	Whalen
Bulkley	Hoag	Prince	Wight
Carpenter	Holden	Sanford	Winfield
Chadwick	Houghton	Scherman	P. Woods
Clark	Hussey	Schifferdecker	Worth

For the negative

Thorp

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Braman, and by unanimous consent, the Senate bill entitled "An act amendatory of an act providing for the improvement of certain highways in the town of Watervliet," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Hussey	S. G. Pope
Alberger	Comstock	Jones	Prince
Alvord	Coughlin	Kirk	Sanford
Badger	Daly	Kshinka	Scherman
Barrow	Deane	Lawrence	Schifferdecker

Bassett	Denniston	Lincoln	Sherwood
Batcheller	Dickson	Manley	Simon
Beebe	Eastman	McAfee	Sloan
Beecher	Ely	Melvin	Snyder
Bennett	Farrar	W. Miller	C. S. Spencer
Blessing	Fish	Morey	Taylor
Bordwell	Foote	Murray	Thorp
Bostwick	Goss	Oakley	Townsend
Braman	Gurnee	Parry	Vedder
Brewer	Hardy	Patten	Wagstaff
Brown	Hazelton	Persons	West
Bulkley	Hiller	Petty	Witbeck
Burritt	Hoag	Philpot	Wight
Carpenter	Holden	G. Pope	Worth
Clark	Houghton		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Spencer presented seven petitions, praying that William Han, Jr., may be awarded his seat in the Assembly; which was read and referred to the committee on privileges and elections.

Mr. Law presented a petition of several citizens, praying for a reduction in the rates of insurance; which was read and referred to the committee on insurance.

Mr. Petty presented a petition of citizens remonstrating against the passage of an act in regard to perch fishing; which was read and referred to the committee on internal affairs.

Mr. Prince presented a petition of the Orphan Asylum Society of the city of Brooklyn; which was read and referred to the committee on affairs of cities.

Mr. Kshinka presented a petition of Edward Dygert and 300 others, asking for repeal of the present excise law; which was read and referred to the committee on internal affairs.

Mr. Wight presented a petition of citizens of Westchester county for repeal of taxes on mortgages; which was read and referred to the committee on ways and means.

Mr. J. W. Smith presented a petition for a change in the law fixing the liability of employers for injuries to employees; which was read and referred to the committee on the judiciary.

Mr. Blessing presented a petition of property owners of Forty-second street, in the city of New York, praying for a railroad in said street; which was read and referred to the committee on railroads.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act to release the interest of the people of the State of New York in certain real estate to Ann Smith, George Smith and others, being the widow and heirs at law of Thomas Smith, deceased," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act for relief of Sarah Ann Whaites," reported, and asked to be excused from action on the same, and that it be referred to the committee on the judiciary; which report was agreed to.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Alberger, providing for the printing of

fifteen hundred copies of the Auditor's report for use of the department, and fifteen hundred copies for use of the Assembly, reported in favor of the passage of the same, in the words following:

Resolved, That fifteen hundred copies of the financial report of the Auditor be printed for the use of the department, and fifteen hundred copies for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the resolution of Mr. Alvord to print 500 copies of the report of the Superintendent of the Onondaga Salt Springs, reported in favor of the passage of the same, in the words following:

Resolved, That there be printed 500 copies of the annual report of the Superintendent of the Onondaga Salt Springs for the use of the superintendent.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

Mr. Alberger moved to reconsider said vote, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to amend chapter 558 of the Laws of 1872, entitled 'An act to provide for the better preservation of horse records,' passed May 8, 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on internal affairs, to which was referred the bill entitled "An act to incorporate the McCoy Fund," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hazelton introduced a bill entitled "An act to authorize the board of education of Union Free School District No. 1, of the town of Ovid, in the county of Seneca, State of New York, to sell and convey a portion of the land occupied as a site for the school-house of said district," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Deane introduced a bill entitled "An act to authorize the paving of Bank street between Best street and Thirteenth avenue, in the city of New York, with Belgian and Trap Block pavement," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Vedder introduced a bill entitled "An act entitled 'An act to alter the map or plan of the city of New York by laying out thereon a public place for a parade ground, and to authorize the taking of the same,' passed April 20, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend the charter of the Hudson Suspension Bridge and New England Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Beecher introduced a bill entitled "An act to relieve witnesses from giving security to answer for their appearance to testify, and to

provide for taking their testimony to be used on certain conditions,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wight introduced a bill entitled "An act to authorize the formation of corporations for the erection and keeping of hotels," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Witbeck introduced a bill entitled "An act for the better protection of life and property while being transported over the railroads of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. P. Woods introduced a bill entitled "An act to loan the credit of the city of New York for the construction of a railroad through said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Phillips introduced a bill entitled 'An act authorizing Edward D. Van Slyck to file in the office of the Canal Appraisers a statement of his claims for canal damages, and directing the Canal Appraisers to hear and determine the same,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

Mr. Bennett introduced a bill entitled "An act to repeal chapter 475 of the Laws of 1871, and to amend chapter 302 of the Laws of 1873, acts relating to the powers of the commissioners of emigration," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Wagstaff introduced a bill entitled "An act to incorporate the Cotton Exchange Trust Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend 'An act to authorize the appointment of commissioners to take the proof and acknowledgment of deeds and other instruments, and to administer oaths in Great Britain and France,' passed April 17, 1858," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Sherwood introduced a bill entitled "An act for the relief of the Susquehanna Valley Home and Industrial School for Indigent Children," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to authorize the city of Binghamton to provide for the payment of the Ruloff reward and expenses," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Blumenthal introduced a bill entitled "An act to secure effective vaccination in the city of New York, and the collection of pure vaccine lymph or virus," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

On motion of Mr. Lincoln, at 1 o'clock and 47 minutes, the House adjourned.

WEDNESDAY, JANUARY 28, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Homer Eaton.

On motion of Mr. Lincoln, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

On motion of Mr. C. S. Spencer, the privileges of the floor was granted to the State Military Association, during their stay in the city of Albany.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend chapter 74 of the Laws of 1870, in reference to the records of surrogates' courts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act entitled an act to amend section 1 of chapter 381 of Laws of 1873, entitled 'An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,' passed May 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to amend chapter 207 of the Laws of 1852, being 'An act entitled An act to incorporate the Cayuga Asylum for Destitute Children,' passed April 10, 1852," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Speaker presented a communication from the president of the State Workingmen's Assembly, in the words following:

To the Honorable the Secretary of the State of New York:

Gentlemen — The State Workingmen's Assembly, now in session at 74 State street, in the city of Albany, respectfully ask that a hearing be given to this body, that we may be enabled to present our views on such measures as we may deem necessary in the interest of the industrial classes of this State, and, by such representative as we may select from our numbers, make such arguments in support of the same as may be deemed advisable by this body.

Signed on behalf of the New York State Workingmen's Assembly,
JAMES CONNOLLY,

President.

Ordered, That said communication be referred to the committee on the judiciary.

The Senate returned the Senate bill entitled "An act to provide for the payment of certain bonds of the city and county of New York," with a message that they had concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate sent for concurrence a resolution entitled as follows:

"Concurrent resolution proposing amendment to article two of the Constitution."

On motion of Mr. Prince said resolution was laid on the table.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendments to article three of the Constitution."

On motion of Mr. Prince said resolution was referred to the committee on the judiciary.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendments to article four of the Constitution."

On motion of Mr. Prince said resolution was laid on the table.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendments to article five of the Constitution."

Mr. Prince moved that said resolution be substituted for concurrent resolution of the Assembly, now on the calendar for third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendments to article seven of the Constitution."

Mr. Prince moved that said resolution be substituted for a similar resolution of the Assembly, now in committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendments to article eight of the Constitution."

Mr. Prince moved that said resolution be substituted for a similar resolution of the Assembly, now on the calendar for third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendments to article ten of the Constitution."

Mr. Prince moved that said resolution be substituted for a similar resolution of the Assembly, now on the calendar for third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendment to article twelve of the Constitution."

Mr. Prince moved that said resolution be substituted for a similar resolution of the Assembly, now on the calendar for third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate sent for concurrence a resolution entitled as follows :

"Concurrent resolution proposing amendment to the Constitution, to be known as articles fifteen and sixteen."

Mr. Prince moved that said resolution be substituted for a similar resolution of the Assembly, now on the calendar for third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act authorizing the board of supervisors of the county of Albany to issue bonds to pay a portion of the bonds of said county that will mature during the year 1874."

"Authorizing the commissioners of highways of the town of Russia, in the county of Herkimer, to build a bridge across the West Canada creek, at a place called the "Ledge."

Ordered, That the Clerk deliver said bills to the Governor.

The private secretary of His Excellency the Governor appeared in the Assembly chamber, and presented a communication from the Governor, relative to the sinking funds in the treasury.

Mr. Batcheller moved that said communication be printed and referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A message from the Senate was received and read, in the words following:

Resolved, That a respectful message be sent to the Assembly, requesting that body to return Senate bill entitled "An act to provide for the payment of certain bonds of the city and county of New York," for amendment.

Ordered, That the Clerk return said bill to the Senate.

Mr. Speaker presented a communication from the Regents of the University, in the words following:

UNIVERSITY OF THE STATE OF NEW YORK, }
ALBANY, January 27, 1874. }

Hon. JAMES M. HUSTED, *Speaker, etc.*:

Sir: I am directed to state, for the information of the Assembly, that by the appointment of Hon. Alexander S. Johnson as judge of the court of appeals, a vacancy in the board of Regents of the University is created, to be filled at the pleasure of the Legislature.

Very respectfully,

Your obedient servant,

S. B. WOOLWORTH,

Secretary.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act entitled 'An act to provide for the payment of the indebtedness of Amsterdam village, Montgomery county, in the State of New York, and to regulate the incurring of future liability by the board of trustees of said village.'"

"An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate of which Anthony O'Carroll died seized, to Georgianna O'Carroll, his widow."

"An act to amend an act entitled 'An act to enable resident aliens to hold and convey real estate, and for other purposes,' passed April 30, 1845."

"An act authorizing Union Free School District No. 1, of the town of Athens, to issue bonds and to borrow money for the purpose of erecting school buildings and purchasing a site."

"An act to authorize the admission of attorneys and counselors at law of the supreme court of the United States to practice in the supreme court of the State of New York."

"An act to provide for the better administration of the estates of deceased persons."

"An act to facilitate the construction of the New York and Canada railroad, and re-appropriating certain moneys to aid in the construction of said road."

"An act to amend the charter of Hobart (late Geneva) College."

Mr. Griffin presented a petition of tax payers of the town of Andes, Delaware county, against legalizing town bonds of Beattie and Eleanor Hamilton; which was read and referred to the committee on the judiciary.

Mr. Snyder presented a petition of one hundred and fifty citizens of St. Lawrence county, for the passage of an act prohibiting railroad companies from charging more for freight a short distance, than they receive for a long distance; which was read and referred to the committee on railroads.

Mr. Barrow presented a petition of Amos Crysler and others, praying for an act to limit the liability of fire insurance companies; which was read and referred to the committee on insurance.

Mr. Comstock presented a petition to enlarge the Eighteen Mile creek, in the county of Niagara; which was read and referred to the committee on canals.

Mr. Manley presented a petition of citizens of Cayuga county, for the repeal of chapter 693 of section 9 of Laws of 1873; which was read and referred to the committee on internal affairs.

Mr. Griffin presented a petition of tax payers of the town of Andes, in Delaware county, praying for an act to legalize two town bonds held by Beattie and Eleanor Hamilton against said town; which was read and referred to the committee on the judiciary.

Mr. Daly presented eight petitions asking for the repeal of an act in relation to the inspection of steam boilers; which was read and referred to the committee on trades and manufactures.

Mr. Kshinka presented a petition of Joseph Kresser and one hundred and eighty others, praying for the repeal of the present excise law; which was read and referred to the committee on internal affairs.

Mr. Coughlin presented a petition of real estate owners of the Nineteenth ward of the city of New York, asking that the East Side Boulevard be continued through Fifty-seventh street; which was read and referred to the committee on cities.

Mr. Colahan presented a petition of Charles Durring, for release of lands; which was read and referred to the committee on aliens.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to county treasurers," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was recommended the bill entitled "An act in relation to proceedings for the safe keeping and care of lunatics," reported in favor of the passage of the

same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief of Sarah Ann Whaites, widow and devisee of John Playfair," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act relating to animals," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to confirm, reduce and levy certain assessments in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to authorize the common council of the city of Utica to borrow and disburse money for city purposes, and to levy and collect taxes to pay the same," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Chadwick, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Deane	Lawrence	Scherman
Alvord	Denniston	Leake	Schifferdecker
Badger	Dickson	Lincoln	Sherwood
Barrow	Donahue	Lockwood	Simon
Bassett	Eastman	Lynde	Sloan
Batcheller	Ely	Mackin	Snyder
Beecher	Farrar	Manley	C. S. Spencer
Bennett	Fish	McAfee	Stacy
Biglin	Foote	McGroarty	Stover
Blessing	Gregory	Melvin	Sunderlin
Blumenthal	Gurnee	E. Miller	Taylor
Bostwick	Hardy	W. Miller	Tewksbury
Braman	Hazelton	Morey	Thorpe
Brown	Hiller	Murray	Townsend
Bulkley	Hoag	Nice	Waehner
Barritt	Holden	Oakley	Wagstaff

Carpenter	Houghton	Parry	Weed
Chadwick	Hussey	Persons	West
Clark	Jones	Petty	Wight
Colahan	Kirk	S. G. Pope	Winfield
Comstock	Kshinka	Prince	C. B. Wood
Daly	Law	Sanford	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to incorporate the Brooklyn Elevated, Silent, Safety Railway Company, for the purpose of providing rapid transit through the city of Brooklyn, Kings county, to Wood Haven in the town of Jamaica, in the county of Queens, and the State of New York, and to provide for constructing a railway therefor," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plank-roads and turnpikes,' passed May 7, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to provide for a deficiency in moneys applicable to the repair and building of roads and bridges in the town of Geneva for the year 1873, to legalize the acts of the commissioners of highways and the collector of said town, and for the relief of said commissioners," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase the two toll bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to take plank-roads and turnpike-roads in the county of Kings for public highways," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to fix the time for transacting the business of the towns at the annual town meetings for election of town officers," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building, known as the Genesee school building, and also for furnishing the same and the Madison Park school building," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Chadwick, from the committee on civil divisions, to which was referred the bill entitled "An act to redistrict the town of Watervliet, for the election of town officers, and to provide inspectors of such elections," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of Eugene L. Merrick, assistant superintendent of documents, reported in favor of the passage of the same in words following:

Resolved, That Eugene L. Merrick be and is hereby appointed assistant superintendent of documents, and that the same compensation be allowed him as to superintendent of documents, and paid in the same manner, and that such appointment continue during the session of 1874.

The question being on agreeing to said report,

Mr. Alberger moved to strike out "Eugene L. Merrick," and insert in lieu thereof, "Benjamin F. Betts."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 49 }
{ NOES 55 }

Those who voted in the affirmative, were

Abeel	Deane	Hazelton	Philpot
Alberger	Denniston	Hiller	Sanford
Bassett	Dickson	Jones	Shattuck
Beebe	Eastman	Kshinka	Sherwood
Blumenthal	Foote	Landfield	J. W. Smith
Bordwell	Gregory	Lawrence	Taylor
Brewer	Griffin	Lincoln	Thorp
Brown	Gurnee	McQueen	Townsend
Burritt	Hammond	Nice	Vedder
Carpenter	Hanrahan	Oakley	Whalen
Chadwick	Hardy	Parry	Winfield
Comstock	Hayes	Persons	P. Woods
Coughlin			

Those who voted in the negative, were

Alvord	Colahan	Mackin	H. Smith
Badger	Donahue	McAfee	Snyder
Barrow	Farrar	McGroarty	C. S. Spencer
Batcheller	Fish	Melvin	Stacy
Beecher	Herrick	E. Miller	Stephens
Bennett	Hoag	W. Miller	Stover
Berri	Holden	Morey	Sunderlin
Biglin	Houghton	Murray	Tewksbury
Blessing	Hussey	Patten	Wachner
Bostwick	Kirk	Petty	West
Braman	Law	S. G. Pope	Wight
Bulkley	Leake	Scherman	C. B. Wood
Coffey	Lockwood	Schifferdecker	Worth
Clark	Lynde	Simon	

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the negative.

{ AYES 47 }
{ NOES 62 }

Those who voted in the affirmative, were

Alberger	Clark	Kirk	Scherman
Alvord	Colahan	Leake	Schifferdecker
Barrow	Deane	Manley	Simon
Beebe	Donahue	McGroarty	Sloan
Beecher	Eastman	McQueen	C. S. Spencer
Bennett	Griffin	Melvin	Stephens
Biglin	Hardy	W. Miller	Stover
Blessing	Hayes	Murray	Vedder
Braman	Healey	Oakley	West
Brown	Hiller	Patten	Wight
Burritt	Holden	Philpot	P. Woods
Coffey	Hussey	Prince	Worth

Those who voted in the negative, were

Abeel	Denniston	Law	Sherwood
Allen	Dickson	Lincoln	H. Smith
Badger	Ely	Lockwood	J. W. Smith
Bassett	Farrar	Lynde	Snyder
Batcheller	Fish	Mackin	Stacy
Berri	Goss	McAfee	Sunderlin
Blumenthal	Gregory	E. Miller	Taylor
Bordwell	Hammond	Morey	Tewksbury
Bostwick	Hanrahan	Nice	Thorp
Brewer	Hazelton	Parry	Townsend
Bulkley	Hoag	Persons	Waehner
Carpenter	Houghton	Phillips	Wagstaff
Chadwick	Jones	S. G. Pope	Whalen
Comstock	Kshinka	Sanford	Winfield
Coughlin	Landfield	Shattuck	C. B. Wood
Daly			

Mr. Lincoln moved to reconsider said vote.

Mr. Alberger moved to lay the subject upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the negative.

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of Robert S. Kelsey, superintendent of express matter for the Assembly post-office, reported in favor of the passage of the same, in words following:

Resolved, That Robert S. Kelsey be and hereby is appointed superintendent of the expressing and mailing department of the Assembly post-office from this date, at the compensation of five dollars per day.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

{ AYES 75 }
{ NOES 30 }

Those who voted in the affirmative, were

Abeel	Denniston	Landfield	Schifferdecker
Alberger	Donahue	Lawrence	Simon

Allen	Eastman	Kshinka	Sloan
Alvord	Ely	Lincoln	J. W. Smith
Badger	Farrar	Lynde	Snyder
Bennett	Fish	Mackin	C. S. Spencer
Berri	Foote	Manley	Stephens
Biglin	Goss	McGroarty	Stover
Blessing	Gregory	McQueen	Taylor
Bostwick	Griffin	Melvin	Tewksbury
Braman	Hanrahan	W. Miller	Townsend
Brewer	Hardy	Murray	Vedder
Bulkley	Hazelton	Nice	West
Carpenter	Healey	Oakley	Whalen !
Chadwick	Hiller	Persons	Wight
Clark	Hoag	Petty	C. B. Wood
Cleary	Holden	Philpot	P. Woods
Colahan	Houghton	Prince	Worth
Deane	Hussey	Scherman	

Those who voted in the negative, were

Bassett	Comstock	E. Miller	Sherwood
Batcheller	Coughlin	Morey	H. Smith
Beecher	Daly	Parry	Stacy
Blumenthal	Dickson	Phillips	Thorp
Bordwell	Kirk	S. G. Pope	Waehner
Brown	Leake	Sanford	Wagstaff
Burritt	Lockwood	Shattuck	Winfield
Coffey	McAfee		

Mr. Worth, from the committee on the expenditures of the House, to which was referred the resolution relative to the appointment of a messenger in front of the Clerk's desk, reported in favor of the passage of the same, in words following :

Resolved, That Charles L. Keyes be and is hereby appointed Clerk's messenger, with same pay as other Clerk's messengers.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

{ AYES 70 }
{ NOES 2 }

Those who voted in the affirmative, were

Alvord	Cleary	Hussey	Schifferdecker
Barrow	Colahan	Kirk	Simon
Batcheller	Comstock	Law	Sloan
Beebe	Coughlin	Lincoln	Snyder
Bennett	Daly	Lockwood	C. S. Spencer
Berri	Deane	Lynde	Stephens
Biglin	Donahue	Mackin	Sunderlin
Blessing	Ely	McAfee	Tewksbury
Blumenthal	Farrar	Melvin	Thorp
Bordwell	Fish	W. Miller	Townsend
Bostwick	Gregory	Murray	Vedder
Brewer	Griffin	O'Callaghan	Wagstaff
Brown	Hammond	Parry	Whalen
Burritt	Hardy	Patten	Wight

Coffey	Hazelton	Philpot	C. B. Wood
Carpenter	Healey	S. G. Pope	P. Woods
Chadwick	Hong	Scherman	Worth
Clark	Houghton		

Those who voted in the negative, were

Phillips Sherwood

Mr. Worth from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of assistant superintendent of the wrapping department, reported in favor of the passage of the same in words following:

Resolved, That John W. Brown be and he is hereby appointed assistant superintendent of the wrapping department, with the same compensation as that of general messenger.

Mr. Hardy moved to amend by striking out "John W. Brown," and inserting in lieu thereof "C. L. Baxter."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report, as amended, and it was determined in the negative.

{ AYES 63 }
{ NOES 42 }

Those who voted in the affirmative, were

Alberger	Deane	Hussey	Philpot
Alvord	Denniston	Landfield	Shattuck
Barrow	Dickson	Law	Simon
Beecher	Donahue	Lawrence	Sloan
Bennett	Eastman	Lockwood	C. S. Spencer
Biglin	Farrar	Lincoln	Stover
Bles-ing	Foote	Manley	Sunderlin
Bordwell	Goss	McAfee	Townsend
Brown	Gregory	McGroarty	Vedder
Burritt	Hammond	McQueen	West
Coffey	Hanrahan	Melvin	Whalen
Carpenter	Hardy	W. Miller	Wight
Chadwick	Hazelton	Nice	Winfield
Clark	Hiller	Oakley	P. Woods
Comstock	Holden	Parry	Worth
Coughlin	Houghton	Petty	

Those who voted in the negative, were

Badger	Ely	Morey	H. Smith
Bassett	Fish	Murray	Snyder
Batcheller	Griffin	Patten	Stacy
Beebe	Healey	Persons	Stephens
Blumenthal	Hoag	Phillips	Taylor
Bostwick	Kirk	S. G. Pope	Tewksbury
Braman	Kshinka	Prince	Thorpe
Brewer	Leake	Sanford	Waehner
Clary	Lynde	Schifferdecker	Wagstaff
Colahan	Mackin	Sherwood	Weed
Daly	E. Miller		

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of Lucius Barnes, Jr., superintendent of the wrapping department, reported in favor of the passage of the same, in words following:

Resolved, That Lucius Barnes, Jr., be and is hereby appointed superintendent of the wrapping department, with the same compensation as that of general messenger.

The question being on agreeing to said report,

Mr. Beebe moved to lay the pending order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Lincoln then moved to amend the report of the committee by striking out "Lucius Barnes, Jr.," and inserting in lieu thereof "C. L. Baxter."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report, as amended, and it was determined in the affirmative.

{ AYES 73 }
{ NOES 18 }

Those who voted in the affirmative, were

Alberger	Daly	Law	Sloan
Alvord	Deane	Lawrence	Snyder
Badger	Denniston	Lincoln	C. S. Spencer
Beebe	Dickson	Lockwood	Stacy
Beecher	Eastman	Mackin	Stephens
Bennett	Farrar	McAfee	Stover
Biglin	Foote	McGroarty	Tewksbury
Blessing	Goss	McQueen	Thorpe
Bordwell	Gregory	Melvin	Townsend
Brown	Hanrahan	W. Miller	Vedder
Bulkley	Hardy	Morey	Weed
Burritt	Hazelton	Nice	West
Carpenter	Hiller	Oakley	Whalen
Chadwick	Holden	Parry	Wight
Clark	Houghton	Petty	Winfield
Cleary	Hussey	Philpot	C. B. Wood
Colahan	Jones	Shattuck	P. Woods
Comstock	Landfield	Simon	Worth
Coughlin			

Those who voted in the negative, were

Batcheller	Griffin	E. Miller	S. G. Pope
Bostwick	Hammond	Murray	Prince
Braman	Kashinka	Patten	Schifferdecker
Ely	Leake	Phillips	Sherwood
Fish	Lynde		

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of a person to superintend the arrangement of the files of the House, and see that the pages are in their places and attend to their duties, reported in favor of the passage of the same, in words following:

Resolved, That John A. Marlow be and he is hereby appointed superintendent of files and pages, with the same compensation as superintendent of documents.

Mr. Barrow moved to amend said report by striking out "John A. Marlow," and inserting in lieu thereof "Eugene L. Merrick."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the negative.

{ AYES 61 }
{ NOES 45 }

Those who voted in the affirmative, were

Abeel	Dickson	Kshinka	Schifferdecker
Alberger	Donahue	Law	Snyder
Alvord	Eastman	Leake	C. S. Spencer
Allen	Foote	Lincoln	Stacy
Barrow	Goss	Manley	Stephens
Bassett	Gurnee	McAfee	Stover
Bennett	Hanrahan	McGroarty	Taylor
Biglin	Hardy	McQueen	Tewksbury
Blessing	Hayes	Melvin	Townsend
Bostwick	Healey	W. Miller	Vedder
Branan	Hiller	Murray	Wagstaff
Coffey	Hoag	Oakley	Weed
Carpenter	Holden	Petty	Wight
Clark	Houghton	Philpot	P. Woods
Colahan	Hussey	Scherman	Worth
Deane			

Those who voted in the negative, were

Badger	Conghlin	Kirk	Quinn
Batcheller	Daly	Lynde	Ryan
Beebe	Denniston	Mackin	Shattuck
Beecher	Ely	E. Miller	Sherwood
Blumenthal	Farrar	Morey	Simon
Bordwell	Fish	Parry	Sloan
Brewer	Gregory	Patten	H. Smith
Brown	Griffin	Persons	Speaker
Bulkley	Hammond	Phillips	Thorp
Burritt	Hazelton	S. G. Pope	Winfield
Chadwick	Jones	Prince	C. B. Wood
Comstock			

Mr. Alvord in the chair.

Mr. Speaker moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to furnishing Red Books or Manuals for 1873, reported in favor of the passage of the same, in words following:

Resolved, That the Clerk be authorized to furnish each member and reporter of the House with a copy of the Red Book or Manual for 1873, and twenty-five additional copies for the use of the Clerk's desk.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

{ AYES 71 }
{ NOES 6 }

Those who voted in the affirmative, were

Abeel	Coffey	Holden	Simon
Alberger	Carpenter	Houghton	H. Smith
Allen	Cauldwell	Kirk	Snyder
Alvord	Chadwick	Landfield	C. S. Spencer
Barrow	Clark	Lincoln	Stacy
Bassett	Comstock	Lynde	Stephens
Batcheller	Denniston	Manley	Taylor
Bennett	Dickson	McAfee	Tewksbury
Biglin	Donahue	McGroarty	Thorp
Blessing	Eastman	McQueen	Townsend
Blumenthal	Farrar	Melvin	Vedder
Bordwell	Fish	W. Miller	Waehner
Bostwick	Foots	Murray	Wagstaff
Braman	Gregory	Petty	Weed
Brewer	Hardy	Philpot	Wight
Brown	Healey	S. G. Pope	C. B. Wood
Bulkley	Hiller	Schifferdecker	Worth
Burritt	Hoag	Sherwood	

Those who voted in the negative, were

Deane	Hazelton	Shattuck	Whalen
Griffin	Scherman		

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of Thomas Riley as messenger in the post-office department, reported in favor of the passage of the same, in words following :

Resolved, That Thomas Reily be and he hereby is appointed such messenger for and during the session of 1874, at a compensation of three dollars per day.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

{ AYES 47 }
{ NOES 43 }

Those who voted in the affirmative, were

Abeel	Deane	Hussey	Snyder
Alberger	Donahue	Law	Stephens
Allen	Eastman	Lawrence	Sunderlin
Alvord	Farrar	Lincoln	Townsend
Barrow	Goss	Manley	Vedder
Bennett	Gurnee	McQueen	Waehner
Biglin	Hardy	Oakley	West

Braman	Hazelton	Philpot	Whalen
Coffey	Healey	Prince	Wight
Carpenter	Hoag	Scherman	P. Woods
Clark	Holden	Schifferdecker	Worth
Comstock	Houghton	Simon	

For the negative,

Badger	Dickson	Mackin	Sherwood
Bassett	Fish	McAfee	H. Smith
Batcheller	Gregory	W. Miller	C. S. Spencer
Beecher	Griffin	Morey	Stacy
Bordwell	Hammond	Parry	Stover
Bostwick	Jones	Persons	Thorp
Brewer	Kirk	Petty	Wagstaff
Brown	Kshinka	Phillips	Weed
Burritt	Leake	S. G. Pope	Winfield
Chadwick	Lockwood	Sanford	C. B. Wood
Denniston	Lynde	Shattuck	

Mr. C. S. Spencer moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

By unanimous consent, Mr. Batcheller introduced a bill entitled "An act to provide for the support of government and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to dissolve the Narrowsburgh Home Association," reported adversely thereto, which report was agreed to.

Mr. Speaker presented a communication from the Attorney-General in response to a resolution of the Assembly relative to the power of the Legislature to provide for new work on the canals.

On motion of Mr. Weed said communication was ordered printed and referred to the committee of the whole.

On motion of Mr. Weed, at 2 o'clock, the House adjourned.

THURSDAY, JANUARY 29, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Homer Eaton.

On motion of Mr. Weed, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, in the words following:

IN SENATE, *January 28, 1874.*

Pursuant to a resolution of the Senate the Assembly returned the Senate bill entitled "An act to provide for the payment of certain bonds of the city and county of New York."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Booth, and by unanimous consent, the amendment of the Assembly to the said bill was concurred in with the following amendment:

Strike out the word "three" and insert the words "all the."

And as amended passed, and ordered sent to the Assembly for concurrence.

By order,

H. A. GLIDDEN, *Clerk.*

Mr. Alvord moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Alvord	Coughlin	Lawrence	Scherman
Badger	Daly	Leake	Schifferdecker
Batcheller	Davis	Lincoln	Shattuck
Beebe	Denniston	Lynde	Sherwood
Beecher	Ely	Mackin	Sloan
Bennett	Farrar	Manley	H. Smith
Biglin	Fish	McGroarty	Snyder
Blumenthal	Foots	McQueen	Speaker
Bordwell	Gregory	Melvin	C. S. Spencer
Bostwick	Griffin	E. Miller	Stacy
Braman	Gurnee	W. Miller	Taylor
Brewer	Hayes	Morey	Tewksbury
Brown	Hazleton	Murray	Thorp
Bulkley	Healey	Nice	Townsend
Burritt	Herrick	Petty	Vedder
Coffey	Hoag	Philpot	Weed
Carpenter	Holden	G. Pope	West
Chadwick	Hussey	S. G. Pope	Whitbeck
Clark	Kshinka	Prince	Wight
Cleary	Landfield	Sanford	C. B. Wood
Comstock			

Mr. C. S. Spencer then moved that the Assembly do non-concur with the Senate in their amendment to said bill, and that a committee of conference be appointed on the part of the Assembly, and request a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. C. S. Spencer, Eastman, Alberger, Alvord and Weed.

Ordered, That the Clerk return said bill to the Senate, with a message informing of non-concurrence in their amendment, and request a committee of conference thereon.

By unanimous consent, Mr. Brewer moved to take from the table the amendments of the Senate to the bill entitled "An act to authorize the

extension of the time for the collection of taxes in the several towns of the State," in the words following:

Section 1, lines 2 and 3, strike out the words "fifteen days after the passage of this act," and insert in lieu thereof the words, "the time required by his warrant."

Line 4, strike out the word "as," and insert in lieu thereof the words, "his bond as is."

Line 7, strike out the words "a day not later than."

Line 11, after the word "absence," insert the words, "or inability to act."

Line 12, after the word "thereof," insert the words, "in any case."

Line 15, after the the word "as," insert the words, "in the same manner as the original bond is." Same line, after the word "law," insert the words, "to be filed."

Line 19, strike out the word "is."

Line 20, after the word "town," insert the word "is."

Strike out the remainder of section 1, from and including the word "the," line 20.

Section 2, line 2, strike out the words "at and," and insert in lieu thereof the word "immediately." Add at the end of section the words "and the cities of Auburn and Elmira."

Section 3, add at the end of section the words, "except as herein otherwise provided."

Amend the title by inserting after the word "towns" the words, "and certain cities."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Hussey	Prince
Alvord	Davis	Knapp	Sanford
Badger	Deane	Kshinka	Scherman
Barrow	Denniston	Landfield	Schifferdecker
Beebe	Dickson	Leake	Sloan
Beecher	Donahue	Lincoln	Snyder
Bennett	Eastman	Mackin	Speaker
Biglin	Ely	McAfee	C. S. Spencer
Blessing	Farrar	McGroarty	Stacy
Blumenthal	Fish	Melvin	Sunderlin
Bordwell	Foote	E. Miller	Tewksbury
Bostwick	Goss	W. Miller	Thorp
Braman	Gregory	Morey	Townsend
Brewer	Griffin	Nice	Vedder
Brown	Hammond	Oakley	Weed
Bulkley	Hardy	Petty	West
Chadwick	Hayes	Phillips	Whitbeck

Clark
Cleary
Comstock
Coughlin

Hoag
Holden
Houghton

Philpot
G. Pope
S. G. Pope

Wight
Winfield
P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Messrs. Selkreg and Jacobs, a committee on the part of the Senate, appeared in the Assembly chamber and announced that the Senate had chosen Hon. William H. Robertson as President *pro tem.* of that body.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend chapter 883 of the Laws of 1833, entitled 'An act to regulate the fees of coroners,'"

"An act to release the interest of the people of the State of New York in certain real estate to Ann Smith, George Smith and others, being the widow and heirs at law of Thomas Smith, deceased."

"An act to provide for the construction and maintenance of four additional public baths in the city of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Philpot, from said committee, reported in favor of the passage of said first and second mentioned bills, the first with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Philpot, from said committee, also reported in favor of the passage of said third mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the McCoy fund."

"An act in relation to county treasurers."

"An act to amend chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,' passed May 8, 1872."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Brewer, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Vedder moved to discharge the committee of the whole, and that said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Brewer, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

Mr. Brewer, from said committee, also reported that they had made some progress on said third mentioned bill, and stricken out the first section thereof, and instructed the chairman to report that fact to the House.

The question being on agreeing to said report,

Mr. Vedder moved that said bill be referred to the committee on local and special laws.

Mr. Alvord moved to amend by adding at the end thereof the words, "with instructions to report a bill repealing the law sought to be amended."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Vedder, as amended, and it was determined in the affirmative.

Said bill was so recommitted.

Mr. Daly moved to lay the pending order of business upon the table for the purpose of taking up the order of business, "third reading of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to amend an act entitled 'An act relating to courts of record, and other courts in the city and county of New York,' passed April 29, 1872."

"An act for the relief of Sarah Ann Whaites, formerly widow and devisee of John Playfair, deceased."

"An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Whalen, from said committee, reported in favor of the passage of said mentioned bills, the first with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Morey presented the annual report of the trustees of the Wadsworth Library; which was laid upon the table and ordered printed.

(See Doc. No. 33.)

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act relating to animals."

"An act to confirm, reduce and levy a certain assessment in the city of Brooklyn."

"An act to provide for a deficiency in moneys, applicable to the repair and building of roads and bridges in the town of Geneva for the year 1873; to legalize the acts of the commissioners of highways and the collector of said town, and for the relief of said commissioners."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Alberger, from said committee, reported in favor of the passage of said mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Prince moved to lay the pending order of business upon the table for the purpose of taking up the regular order of business.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Berri presented a petition of Annie Post, John Van Voorhies and 1,200 other citizens of Monroe county, asking to exempt women from taxation until they are protected in their right to vote; which was read and referred to the committee on ways and means.

Mr. Lincoln presented a petition of Oneida Indians, asking pay-

ment for lands; which was read and referred to the committee on ways and means.

Mr. Bassett presented a petition of tax payers of Delaware county, asking for relief from the present enormous expenses of public printing; which was read and referred to the committee on public printing.

Mr. Sherwood presented a petition of citizens of Binghamton and vicinity, asking for a law to allow Erasmus Burnett to use surplus waters of the Chenango canal; which was read and referred to the committee on canals.

Mr. Barrow presented a petition of M. B. Gould and others of the village of Jordan, for an act to authorize the village to borrow money for purposes specified in the same; which was read and referred to the committee on affairs of villages.

Mr. Shattuck presented a petition of John C. Zimmerman and others, for amendment to game law; which was read and referred to the committee on internal affairs.

Mr. Davis presented a petition of B. F. Teller and others, of Sandy Hill, for a reduction in the rates of insurance; which was read and referred to the committee on insurance.

Mr. Wight presented a petition of Hon. Chas. O'Connor and 5,103 others, asking legislation for the New York Elevated Railroad Company; which was read and referred to the committee on railroads.

Mr. Prince, from the committee on the judiciary, to which was referred the resolution of Mr. Vedder, relative to Swinburne Island Hospital, reported in favor of the passage of the same, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 74 of the Laws of 1870, in reference to the records of surrogates' courts," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger, from the committee on canals, to which was referred the bill entitled "An act to regulate the appointment of superintendents of canals, and to define the duties and powers of the canal commissioners," reported the same for the consideration of the House, with amendments, and said bill was committed to the committee of the whole.

Mr. Beebe dissented from said report.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act authorizing the formation of corporations to secure camp grounds and other property connected therewith, for the use of the Methodist Episcopal Church," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder moved to reconsider the vote by which the adverse report of the committee on local and special laws on the bill entitled "An act to dissolve the Narrowsburgh House," was agreed to yesterday.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Beebe moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so committed.

The order of business, "third reading of bills," being announced,

Mr. Prince moved to lay said order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Wight offered for the consideration of the House a resolution, in the words following :

Resolved, That after the present week, and until further ordered, this House hold evening sessions on Tuesdays and Thursdays, commencing at half-past seven o'clock, and that such sessions be devoted to the consideration of the general orders.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

On motion of Mr. Shattuck,

Resolved, That the Comptroller report to this House, at an early a day as possible, what portion of the appropriation of \$10,000 appropriated by the Legislature of 1873, to convey water from Loon lake into the Dansville branch, has been expended.

On motion of Mr. S. G. Pope, .

Whereas, It is claimed that some of the unproductive lands adjoining the salt springs owned by the State, which were formerly used in the manufacturing of salt, are not now used for or needed in said manufacturing; therefore,

Resolved, That the Comptroller be and he is hereby requested to furnish for this Assembly, at as early a day as possible, a statement showing :

1st. By boundaries and quantities the salt lands now owned by the State.

2d. Whether any of said lands have ceased to be productive, and whether any State lands adjoining the salt springs are used for any other purpose than salt manufacturing; and if so, for what purpose, and what rental, if any, is derived from such use.

3d. Whether any exchange has been made of any of the above mentioned State property for property of less value, and if so, by what authority such exchange was made.

On motion of Mr. Prince,

Whereas, No full copy of the Revised Statutes remains in the Assembly Library; therefore,

Resolved, That the Clerk of this House be and he hereby is authorized and directed to procure for the Assembly library, three copies of the Fifth edition of the Revised Statutes of the State of New York.

Mr. Prince offered for the consideration of the House a resolution, in the words following :

Whereas, The Assembly has received notice from the Secretary of the Board of Regents of the University of the State of New York, that a vacancy has occurred in said board by reason of the appointment of one of the board, the Hon. Alexander S. Johnson, to be a judge of the Court of Appeals, and his acceptance of the same; therefore,

Resolved (if the Senate concur), That the Legislature will proceed to nominate a candidate to fill the vacancy in the Board of Regents of the University of New York, caused by the acceptance of the office of Judge of the Court of Appeals, by the Hon. Alexander S. Johnson, on Wednesday, the 11th day of February next, at 12 o'clock, M.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

On motion of Mr. Oakley,

Resolved, That the Commissioners of Emigration be directed to inform this House of the number of persons now under their care on Ward's Island, and at all other places under their charge; the number of said persons, when they arrived in the port of New York, and the name of the vessel they arrived in, and how they are now employed, if at all.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That 2,500 copies of the Governor's message, in paper covers, and 250 copies thereof bound in cloth, be printed for the use of the Executive Department.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Bulkley offered for the consideration of the House a resolution, in the words following:

Whereas, The passage of a resolution by this House authorizing the erection of an iron railing in the rear of the Assembly chamber, whereby an emergency has arisen necessitating the appointment of three additional doorkeepers; therefore,

Resolved, That Eddie Hoag be and he is hereby appointed doorkeeper of this chamber for the session of 1874, with the same compensation as provided for doorkeepers of this House.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Alberger offered for the consideration of the House a resolution, in the words following:

Whereas, His Excellency the Governor recommends in his annual message the appointment of a board of commissioners to represent the State and its industrial and other interests in the Centennial Exhibition, soon to be held in the city of Philadelphia; and,

Whereas, The managers of said exhibition advise that each State shall select a commission not exceeding five in number for the purpose of organizing the respective States and securing a suitable representation of the same in the exhibition; therefore, be it

Resolved (if the Senate concur), That the Governor be and he is hereby authorized to appoint five citizens to be commissioners, who shall represent the State of New York in all matters connected with or pertaining to the Centennial Exhibition; the said commission to receive no compensation for their services.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

On motion of Mr. Phillips,

Resolved, That the sergeant-at-arms be and he is hereby instructed to distribute all extra papers and documents ordered to be printed for the use of this Assembly equally among the members thereof, after furnishing the officers of the Assembly with what may be necessary for their use.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the joint-rules of the Senate and Assembly, for the year 1873, be the joint-rules governing the Senate and Assembly of the year 1874.

By unanimous consent, and on motion of Mr. Weed, said resolution was adopted.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Beecher called from the table the resolution previously offered by him, in the words following :

Whereas, The public buildings now in process of construction by the State, to wit: the new capitol, the Hudson River Hospital at Poughkeepsie, the asylums at Buffalo and Middletown, and the reformatory or State prison at Elmira, estimated to cost in the aggregate \$6,180,000, have already cost the State the sum of \$7,258,000, all of which are far from completion ; and

Whereas, The present estimated cost, when completed in accordance with their architectural design, reaches the sum of \$23,600,000 ; and

Whereas, The present constructive management is in the hands or under the control of commissioners representing localities more or less interested in structures unnecessarily ornate and expensive ; therefore,

Resolved (if the Senate concur), That a joint select committee of three Senators and five members of this House, be appointed to inquire into and investigate this subject, and report at an early day, by bill or otherwise, any change that may be deemed advisable both to facilitate construction and lessen expense to the overburdened tax payers of the State ;

Resolved (if the Senate concur), That the suggestions of the Executive, in his message to the Legislature, that the construction of all buildings to be erected by the State should be under a single supervising architect, competent to the task, meets with the hearty approval and concurrence of this Legislature.

On motion of Mr. Beecher, and by unanimous consent, said first mentioned resolution was amended by adding at the end thereof the words, "and that said committee be empowered to send for persons and papers."

Mr. Alvord moved to amend said resolution by striking out the words relative to a select committee, and inserting the words "committee on ways and means," and also striking out that portion making the resolutions concurrent.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolutions, as amended, and it was determined in the affirmative.

Mr. Speaker presented the annual report of the Wyoming Benevolent Institute ; which was laid upon the table and ordered printed.

(*See Doc. No. 35.*)

Mr. Kshinka introduced a bill entitled "An act to incorporate the Old Hickory Association of the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to provide for the election of supervisors of the county of Albany, and to extend the terms of office of the supervisors so elected," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Stacy introduced a bill entitled "An act to amend the law for the assessment and collection of taxes in cases where farms or lots are divided by town or county lines," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Sherwood introduced a bill entitled "An act to authorize the Canal Commissioners of the Middle Division to contract with Erastus Bennett for the use of the surplus waters for manufacturing purposes upon extension of the Chenango canal, in the city of Binghamton," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Alberger introduced a bill entitled "An act to amend chapter 544 of the Laws of 1864, entitled 'An act to amend chapter 467 of the Laws of 1862, entitled An act to prevent the adulteration of milk, and prevent the traffic in impure and unwholesome milk,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Erie canal at Austin street, in the city of Buffalo, and to provide for the payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. J. W. Smith introduced a bill entitled "An act to amend an act entitled 'An act to amend chapter 467 of the Laws of 1862, entitled An act to prevent the adulteration of milk and prevent the traffic in impure and unwholesome milk,' passed May 2, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Goss introduced a bill entitled "An act in relation to the powers and duties of the boards of supervisors of the county of Monroe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to amend the several sections of the Revised Statutes now in force in this State in reference to the assessment of real and personal property for taxation and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to provide for the payment for the arrest, trial, and conviction of all persons charged with the violation of certain provisions therein named, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Burrett introduced a bill entitled "An act to further prescribe the duties and liabilities of the treasurer of Monroe county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act entitled 'An act to amend an act passed April 17, 1871, entitled An act authorizing the establishment of the House of Refuge for Juvenile Delinquents in Western New York,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Kirk introduced a bill entitled "An act to authorize the Dry Dock East Broadway and Battery Railroad Company to alter the location of track and change its route," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Blumenthal introduced a bill entitled "An act to close the offices of the sheriff, of the county clerk, and of the register of the city and county of New York, on certain holidays," which was read the first

time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to extend the time for the organization of the "Mutual Trust Institution of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. C. S. Spencer introduced a bill entitled "An act to authorize the Forty-second Street and Grand Street Ferry Railroad Company to extend their tracks through and upon Thirty-fourth street and Twelfth avenue, in the city of New York, and to operate their road thereon," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Wagstaff introduced a bill entitled "An act to compel persons using co-partnership names to record the names of the individual members thereof with their place of residence," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Chadwick introduced a bill entitled "An act relative to the salary of the recorder of the city of Utica," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act relative to fines received by town officers in the county of Oneida, in cases of misdemeanors," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Carpenter introduced a bill entitled "An act relative to the medical laws of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Also, a bill entitled "An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 26, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Waehner introduced a bill entitled "An act to amend an act entitled 'An act in relation to certain local improvements in the city of New York,' passed May 7, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Beebe introduced a bill entitled "An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to provide for the safe keeping of papers and records in surrogates' offices," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary..

Mr. Wight introduced a bill entitled "An act to authorize the New York Elevated Railroad Company to extend its railroad in the city of New York, and to regulate the construction, operation and management thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act in relation to orders of arrest in actions to recover damages for slander or libel," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to prevent encroachments and obstructions to the navigation of the water-front of the city of Yonkers, and to authorize their removal and sale," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Ely introduced a bill entitled "An act in regard to publishing the accounts of incorporated villages in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Wagstaff introduced a bill entitled "An act to condense and amend the several acts entitled or relating to 'An act in relation to the sale of bottles used by the manufacturers of mineral waters, and others,' passed May 7, 1847," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Oakley introduced a bill entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Shattuck introduced a bill entitled "An act to revise and consolidate the general acts relating to public instruction, passed May 2, 1864, so far as relates to the school commissioners' districts in and for the county of Steuben," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Lynde introduced a bill entitled "An act to ratify and confirm the proceedings by and on behalf of tax payers of the town of Canton, in St. Lawrence County for the appointment of commissioners to make and execute the bonds of said town, and invest them in the stock of the Adirondack Company, to aid said company in constructing a railroad, and to confirm the order of the county judges of said county appointing such commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Whitbeck introduced a bill entitled "An act to provide for the building of a bridge over the Boston and Albany Railroad, in the town of Greenbush, Rensselaer county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to regulate the forfeiture of policies of life insurance," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Also, the bill entitled "An act to incorporate a portion of the town of North Greenbush, in the county of Rensselaer, into a village, and to provide for an election of officers of said village, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Comstock introduced a bill entitled "An act to enlarge the Eighteen Mile creek, in the county of Niagara," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Snyder introduced a bill entitled "An act to incorporate the fire department of the village of Saugerties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Prince introduced a bill entitled "An act supplementary to chapter 76 of the Laws of 1878, entitled 'An act to define and establish the boundaries of school-district No. 5 of the town of Flushing, Queens county, to provide for the purchase of a new school-house site and erection of a new school-house thereon, and for the sale of the present school-house and site in said school-district,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Barrow introduced a bill entitled "An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Gregory introduced a bill entitled "An act to authorize the trustees of the First Presbyterian church in Catlin, in the town of Dix, Schuyler county, State of New York, to remove the bodies buried in the burial-ground belonging to said church to the burial-ground of the Moreland Cemetery Association, and to empower said trustees to sell and convey the title of said burial-ground and the old church lot adjoining after the bodies have been removed," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Lincoln introduced a bill entitled "An act to enable the several cities and towns of the State, which have not already done so, to refund the money expended in furnishing substitutes, or in commutation by the men who were drafted into the military service of the United States, and held to service in the several drafts under the conscription act of the United States, entitled 'An act for enrolling and calling out the National forces, and for other purposes,' approved March 3, 1863; and the acts amendatory thereto, while the option of commutation by the payment of three hundred dollars remained, and for the relief of the men who entered the service under said drafts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

On motion of Mr. Alvord, at 2 o'clock and 15 minutes, the House adjourned.

FRIDAY, JANUARY 30, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Thomas B. Berry.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

The Senate returned the bill entitled "An act to authorize the extension of time for the collection of taxes in the several towns and certain cities of the State."

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend chapter 883 of the Laws of 1833, entitled 'An act to regulate the fees of coroners.'"

"An act to release the interest of the people of the State of New York, in certain real estate, to Ann Smith, George Smith, and others, being the widow and heirs at law of Thomas Smith, deceased."

"An act to provide for the construction and maintenance of four additional public baths in the city of New York."

"An act to incorporate the McCoy fund."

Mr. Phillips presented a petition of citizens of the village of Cortland, Cortland county, praying for an amendment to the law in relation to fire insurance; which was read and referred to the committee on insurance.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to amend an act to incorporate the United States Loan and Security Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill, entitled "An act to incorporate the Citizens' Savings Bank," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on Banks, to which was referred the bill entitled "An act to incorporate the Farmers and Mechanics' Savings Bank of the village of Medina, county of Orleans," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the bill entitled "An act to provide for the payment for the arrest, trial and conviction of all persons charged with the violation of certain provisions therein named, and for other purposes," and that the same be referred to the committee on the judiciary.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act for the further protection of the solar salt fields situated on lands of the State at the head of Onondaga lake," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. McQueen, from the committee on federal relations, to which was referred the bill entitled "An act ceding to the United States of America jurisdiction over certain lands in this State for light-house purposes, and exempting the same from taxation," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act supplementary to an act entitled 'An act to provide for the incorporation of religious societies,' passed April 5, 1813, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to incorporate the New York Club, of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

"An act to confirm the official acts of John Meredith Read, Jr., a commissioner of deeds, for the State of New York, at Paris, in the Republic of France," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act authorizing county courts of sessions to summon additional petit jurors same as circuit courts and courts of oyer and terminer," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The bill entitled "An act to amend the Revised Statutes in relation to the drawing of jurors," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Schifferdecker
Alberger	Coughlin	Kirk	Sherwood
Alvord	Daly	Kshinka	Simon
Badger	Davis	Leake	Sloan
Barrow	Donahue	Lynde	J. W. Smith
Bassett	Eastman	Mackin	Snyder
Batcheller	Ely	McAfee	C. S. Spencer
Beebe	Farrar	McGroarty	Stephens
Bennett	Fish	Melvin	Taylor
Biglin	Goss	E. Miller	Tewksbury
Blessing	Gregory	Morey	Thorp
Bordwell	Griffin	Murray	Townsend
Bostwick	Hardy	Parry	Wagstaff
Braman	Hazleton	Persons	Weed
Brewer	Healey	Petty	Whalen
Brown	Hiller	Phillips	Witbeck
Barritt	Hoag	Philpot	Wight

Coffey
Carpenter
Chadwick
Clark

Holden
Houghton
Hussey

Prince
Sanford
Scherman

Winfield
C. B. Wood
Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

Alvord	Davis	Lawrence	Sherwood
Badger	Deane	Leake	Simon
Bassett	Denniston	Lynde	Sloan
Beebe	Dickson	Mackin	Snyder
Beecher	Donahue	McAfee	Stacy
Bennett	Eastman	McGroarty	Stephens
Biglin	Ely	Melvin	Stover
Blessing	Farrar	Morey	Taylor
Bordwell	Fish	Murray	Tewksbury
Braman	Foots	Parry	Thorp
Brewer	Griffin	Patten	Townsend
Brown	Hardy	Persons	Wagstaff
Burritt	Hazleton	Petty	Weed
Coffey	Herrick	Phillips	Whalen
Cauldwell	Hoag	Philpot	Witbeck
Chadwick	Holden	Prince	Wight
Clark	Houghton	Sanford	Winfield
Comstock	Hussey	Scherman	C. B. Wood
Coughlin	Kirk	Schifferdecker	Worth
Daly	Kshinka	Shattuck	

Those who voted in the negative, were

Alberger Landfield

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Jones	Schifferdecker
Allen	Daly	Kirk	Shattuck
Alvord	Deane	Kshinka	Sherwood
Badger	Dickson	Landfield	Simon
Batcheller	Eastman	Lawrence	Sloan
Beebe	Farrar	Leake	Snyder
Bennett	Fish	Lincoln	C. S. Spencer
Biglin	Foote	Lockwood	Stephens
Blessing	Gregory	Lynde	Stover
Bordwell	Griffin	Mackin	Taylor
Bostwick	Hammond	Manley	Tewksbury
Braman	Hardy	Melvin	Thorp
Brewer	Hayes	W. Miller	Townsend
Brown	Hazelton	Murray	Whalen
Bulkley	Herrick	Parry	Witbeck
Burritt	Hiller	Persons	Wight
Carpenter	Hoag	Philpot	Winfield
Chadwick	Holden	Prince	C. B. Wood
Clark	Houghton	Sanford	Worth
Comstock	Hussey	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to reimburse purchasers of land from the State, to which title has failed," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Jones	Shattuck
Alberger	Comstock	Kirk	Sherwood
Allen	Coughlin	Kshinka	Simon
Alvord	Daly	Landfield	Sloan
Badger	Davis	Lawrence	Snyder
Bassett	Deane	Leake	C. S. Spencer
Batcheller	Denniston	Lincoln	Stacy
Beebe	Dickson	Lynde	Stephens
Beecher	Eastman	Mackin	Stover
Bennett	Ely	McAfee	Taylor
Berri	Farrar	McGroarty	Tewksbury
Biglin	Fish	Melvin	Thorp
Blessing	Foote	E. Miller	Townsend
Blumenthal	Gregory	Murray	Wagstaff
Bordwell	Griffin	Parry	Weed
Bostwick	Hardy	Persons	West
Braman	Hazelton	Phillips	Whalen
Brewer	Hiller	Philpot	Witbeck

Brown	Hoag	Prince	Wight
Bulkley	Holden	Sanford	Winfield
Burritt	Houghton	Scherman	C. B. Wood
Carpenter	Hussey	Schifferdecker	Worth
Chadwick	Johnson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act in relation to the powers and duties of the department of public parks of the city of New York,' passed June 28, 1873, and in relation to the powers of the common council in said city," being announced for a third reading.

Mr. Alvord moved to re-commit said bill to the committee on affairs of cities, with instructions to amend as follows:

Section 1, lines 16 and 17, printed bill, strike out the words "nothing in this act shall be construed to authorize."

Line 17, after the word "commissioners" insert the words "of public parks are hereby authorized."

Line 19, strike out all after the word "mentioned" to the end of the section, and report the same forthwith, retaining its place on the calendar of third reading of bills.

Mr. Daly moved to amend by substituting for Mr. Alvord's amendment, the following:

Add at the end of section 1, the words, "in so far as to determine the department under the direction of which said work shall be done."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Daly, and it was determined in the affirmative.

{ AYES 64 }
{ NOES 36 }

Those who voted in the affirmative, were

Abeel	Denniston	Kirk	Schifferdecker
Alberger	Dickson	Kshinka	Shattuck
Allen	Donahue	Lawrence	Simon
Beebe	Eastman	Leake	J. W. Smith
Bennett	Ely	Mackin	Snyder
Berri	Fish	McAfee	Stephens
Biglin	Foote	McGroarty	Taylor
Blessing	Gregory	McQueen	Thorp
Blumenthal	Gurnee	Melvin	Wahner
Coffey	Hammond	E. Miller	Wagstaff
Clark	Hayes	Murray	Weed
Cleary	Hazleton	Oakley	Whalen
Coughlin	Herrick	Patten	Witbeck
Daly	Hoag	G. Pope	Winfield
Davis	Holden	Prince	C. B. Wood
Deane	Johnson	Scherman	Worth

Those who voted in the negative, were

Alvord	Burritt	Jones	Sloan
Badger	Chadwick	Lincoln	C. S. Spencer
Barrow	Comstock	Lynde	Stacy

Bassett	Goss	W. Miller	Stover
Batcheller	Griffin	Morey	Tewksbury
Beecher	Hardy	Parry	Townsend
Bostwick	Hiller	Philpot	Vedder
Braman	Houghton	Sanford	West
Brewer	Hussey	Sherwood	Wight

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, as amended, and it was determined in the affirmative.

Mr. Eastman, from the committee on affairs of cities, reported said bill as directed by the House.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 4 }

Those who voted in the affirmative, were

Abeel	Deane	Kshinka	Sherwood
Alberger	Denniston	Leake	Simon
Beebe	Dickson	Lincoln	Sloan
Bennett	Donahue	Lynde	Snyder
Berri	Eastman	Mackin	C. S. Spencer
Biglin	Ely	McAfee	Stacy
Blessing	Fish	McGroarty	Stephens
Blumenthal	Goss	Melvin	Stover
Bordwell	Gregory	E. Miller	Taylor
Bostwick	Gurnee	Morey	Tewksbury
Brewer	Hammond	Murray	Thorp
Burritt	Hardy	Nice	Townsend
Coffey	Hayes	Parry	Vedder
Chadwick	Hazelton	Patten	Wachner
Clark	Hoag	Philpot	Wagstaff
Cleary	Holden	G. Pope	Whalen
Comstock	Houghton	Prince	Witbeck
Coughlin	Hussey	Sanford	Wight
Daly	Johnson	Scherman	Winfield
Davis	Kirk	Schifferdecker	C. B. Wood

Those who voted in the negative, were

Alvord	Bassett	Braman	Griffin
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Senate bill entitled "An act to authorize the city of Utica to borrow and disburse money to pay for fire apparatus, and to levy and collect a tax to pay the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lynde	Snyder
Alberger	Deane	Mackin	Speaker
Alvord	Denniston	McGroarty	C. S. Spencer
Badger	Donahue	Melvin	Stacy
Batcheller	Eastman	W. Miller	Stephens
Beebe	Ely	Morey	Stover
Beecher	Farrar	Nice	Sunderlin
Bennett	Fish	Oakley	Tewksbury
Berri	Gregory	Parry	Thorp
Biglin	Griffin	Patten	Townsend
Blumenthal	Hammond	Persons	Vedder
Bordwell	Hayes	Philpot	Washner
Bostwick	Hazelton	G. Pope	Wagstaff
Brewer	Healey	Prince	West
Brown	Hiller	Sanford	Whalen
Bulkley	Holden	Scherman	Witbeck
Burritt	Hussey	Schifferdecker	Wight
Chadwick	Jones	Shattuck	Winfield
Clark	Kirk	Sherwood	C. B. Wood
Comstock	Landfield	H. Smith	P. Woods
Coughlin	Lincoln	J. W. Smith	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Lincoln	Sherwood
Alberger	Deane	Lynde	Simon
Allen	Dickson	Mackin	Sloan
Alvord	Eastman	Manley	Speaker
Badger	Farrar	McAfee	C. S. Spencer
Bassett	Fish	McGroarty	Stacy
Beebe	Foote	Melvin	Stover
Beecher	Goss	E. Miller	Taylor
Bennett	Griffin	W. Miller	Thorp
Berri	Gurnee	Morey	Townsend
Biglin	Hammond	Nice	Vedder
Blumenthal	Hanrahan	O'Callaghan	Weed
Bordwell	Hazelton	Parry	West
Braman	Healey	Patten	Whalen
Brewer	Houghton	Persons	Wight

Brown	Hussey	Petty	Winfield
Burritt	Jones	Prince	C. B. Wood
Cleary	Landfield	Scherman	P. Woods
Comstock	Lawrence	Schifferdecker	Worth
Coughlin	Leake	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act entitled 'An act to provide for the payment of the indebtedness of Amsterdam village, Montgomery county, in the State of New York, and to regulate the incurring of future liability by the board of trustees of said village,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Hussey	Sherwood
Alberger	Coughlin	Jones	Sloan
Allen	Davis	Kshinka	H. Smith
Alvord	Deane	Lawrence	Snyder
Badger	Denniston	Lincoln	Speaker
Barrow	Dickson	Lynde	C. S. Spencer
Batcheller	Eastman	Mackin	Stephens
Beebe	Farrar	Manley	Stover
Beecher	Fish	McGroarty	Taylor
Bennett	Foots	Melvin	Tewksbury
Biglin	Goss	E. Miller	Thorp
Blumenthal	Gregory	W. Miller	Townsend
Bordwell	Gurnee	Morey	Vedder
Bostwick	Hammond	Murray	Weed
Braman	Hanrahan	Nice	West
Brewer	Hardy	Parry	Whalen
Bulkley	Hazelton	Persons	Witbeck
Burritt	Healey	Phillips	Wight
Coffey	Hiller	Prince	Winfield
Carpenter	Hoag	Scherman	C. B. Wood
Clark	Holden	Schifferdecker	P. Woods
Cleary	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate of which Anthony O'Carroll died seized, to Georgianna O'Carroll, his widow," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Leake	H. Smith
Alberger	Daly	Lincoln	Snyder
Allen	Deane	Lynde	Speaker
Alvord	Denniston	Mackin	C. S. Spencer
Badger	Dickson	Manley	Stacy
Barrow	Eastman	McAfee	Stephens
Bassett	Fish	McGroarty	Taylor
Batcheller	Foote	Melvin	Tewksbury
Beebe	Goss	E. Miller	Thorp
Beecher	Gregory	Morey	Townsend
Bennett	Griffin	Murray	Vedder
Berri	Gurnee	Nice	Waehner
Biglin	Hammond	Persons	Wagstaff
Blessing	Hazelton	Phillips	Weed
Blumenthal	Healey	S. G. Pope	West
Bordwell	Herrick	Prince	Whalen
Bostwick	Hiller	Sanford	Witbeck
Braman	Holden	Scherman	Wight
Brown	Houghton	Schifferdecker	Winfield
Bulkley	Hussey	Sherwood	C. B. Wood
Burritt	Kshinka	Simon	P. Woods
Clark	Landfield	Sloan	Worth
Comstock	Lawrence		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the admission of attorneys and counselors at law of the supreme court of the United States to practice in the supreme court of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Mackin	Simon
Alberger	Dickson	Manley	Sloan
Allen	Donahue	McAfee	H. Smith
Alvord	Eastman	McGroarty	J. W. Smith
Badger	Fish	McQueen	Snyder
Bassett	Gregory	Melvin	Speaker
Batcheller	Griffin	Morey	Stephens
Beebe	Gurnee	Murray	Stover
Beecher	Hammond	Nice	Taylor
Bennett	Hazelton	Oakley	Tewksbury
Berri	Healey	Parry	Thorp
Biglin	Hiller	Persons	Townsend
Blessing	Houghton	Petty	Vedder

Blumenthal	Hussey	Phillips	West
Bordwell	Johnson	Prince	Whalen
Bostwick	Kshinka	Ryan	Whitbeck
Braman	Landfield	Sanford	Wight
Brown	Law	Scherman	Winfield
Burritt	Lawrence	Schifferdecker	C. B. Wood
Coughlin	Leake	Shattuck	P. Woods
Daly	Lincoln	Sherwood	Worth
Deane	Lynde		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Wight moved to lay the pending order of business upon the table for the purpose of taking up the order of business "motions and resolutions."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Legislature adjourn *sine die* on Wednesday the 15th day of April, 1874, at eleven o'clock p. m.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Speaker presented the annual report of the trustees of the Oswego Library for 1874; which was laid upon the table and ordered printed.

(See Doc. No. 36.)

Mr. Wagstaff offered for the consideration of the House a resolution, in the words following:

Resolved, That when this House adjourns it adjourn to meet on Monday next at half-past seven o'clock p. m.

Mr. Beebe moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 53 }
{ NOES 46 }

Those who voted in the affirmative, were

Abeel	Daly	Leake	Stephens
Allen	Deane	Mackin	Stover
Badger	Denniston	McAfee	Tewksbury
Beebe	Donahue	McGroarty	Thorp
Bennett	Eastman	W. Miller	Vedder
Berri	Ely	Morey	Wachner
Biglin	Griffin	Murray	Wagstaff
Blessing	Gurnee	Oakley	West
Blumenthal	Hayes	Patten	Whalen
Bostwick	Healey	G. Pope	Wight
Braman	Kirk	Scherman	Winfield
Coffey	Kshinka	Snyder	C. B. Wood
Comstock	Lawrence	Stacy	Worth
Coughlin			

Those who voted in the negative, were

Alberger	Dickson	Landfield	Schifferdecker
Alvord	Fish	Lincoln	Shattuck
Barrow	Foote	Lynde	Sherwood
Bassett	Goss	McQueen	Simon
Batcheller	Gregory	Melvin	Sloan
Beecher	Hammond	E. Miller	H. Smith
Bordwell	Hardy	Parry	Speaker
Brewer	Hazelton	Persons	C. S. Spencer
Brown	Hiller	Phillips	Taylor
Burritt	Holden	Prince	Townsend
Clark	Houghton	Sanford	Witbeck
Cleary	Hussey		

Mr. Vedder moved to reconsider the vote by which the bill entitled "An act to amend chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,' passed May 8, 1872," was recommitted, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Wight moved to take from the table the resolution previously offered by him, in words following:

Resolved, That after the present week and until further ordered this House hold evening sessions on Tuesdays and Thursdays, commencing at half-past seven o'clock, and that such sessions be devoted to the consideration of the general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Alvord, said resolution was amended by striking out the words "the present" and inserting the word "next."

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

Mr. Deane moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Prince called from the table the resolution previously offered by him, in the words following:

Whereas, The Assembly has received notice from the Secretary of the Board of Regents of the University of the State of New York that a vacancy has occurred in said board by reason of the appointment of one of the board, the Hon. Alexander S. Johnson, to be a judge of the court of appeals, and his acceptance of the same; therefore,

Resolved (if the Senate concur), That the Legislature will proceed to nominate a candidate to fill the vacancy in the Board of Regents of the University of New York, caused by the acceptance of the office of judge of the court of appeals by the Hon. Alexander S. Johnson, on Wednesday, the eleventh day of February next, at 12 o'clock, m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Townsend offered for the consideration of the House a resolution, in the words following:

Whereas, This House has, by resolution, ordered the erection of an iron railing in the rear of the Assembly chamber, thereby necessitating the appointment of three additional doorkeepers; therefore,

Resolved, That Eugene M. Merrick be and he hereby is appointed a doorkeeper of this House, with the same compensation as other doorkeepers of the Assembly Chamber.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. C. S. Spencer moved to lay the pending order of business upon the table, for the purpose of taking up the order of "introduction of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act for the disposition of excise moneys and fines for intoxication within the village of Monticello, reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act relative to the village of Ballston Spa to provide for completing the water-works and paying all indebtedness incurred on account thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes, in relation to the excise moneys in said village," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend chapter 435 of the Laws of 1868, entitled 'An act to incorporate the village of Hamilton in the town of Hamilton, in the county of Madison, and to repeal its present charter,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' passed April 27, 1869," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Fish introduced a bill entitled "An act to incorporate the Cold Spring Library Association," which was read the

first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

By unanimous consent, Mr. Healey introduced a bill entitled "An act to authorize the construction of a railroad in Forty-second street in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Fish introduced a bill entitled "An act relating to the liability of owners of buildings situate in the cities of New York and Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

By unanimous consent, Mr. Bennett introduced a bill entitled "An act to regulate the commissions of real estate brokers and real estate agents of the sale of lands," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent,

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to repeal chapter 588 of the Laws of 1873, being 'An act to establish in and for the city and county of New York a commission to be known as the commission of charitable correction, and to define its powers and jurisdiction,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act relative to the salary of the recorder of the city of Utica," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the common council of the city of Binghamton to erect a bell tower over Academy street," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the city of Binghamton to provide for the payment of the Ruloff reward and expenses," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to amend an act entitled 'An act to amend the act to combine into one act the several acts relating to the city of Albany, passed April 12, 1842, and the several acts amendatory thereof; and also to repeal the act to establish a capital police district, and to provide for the government thereof, passed April 22, 1865, and the several acts amendatory thereof, in so far as they relate to the city of Albany, passed March 16, 1870, and the several acts amendatory thereof,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. C. S. Spencer introduced a bill entitled "An act to authorize the police justice of the city of New York to appoint stenographers in their courts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. C. S. Spencer introduced a bill entitled "An act to amend an act passed May 29, 1873, entitled 'An act to amend an act entitled An act to repeal chapter 410, passed April 14, 1860, and chapter 303, passed April 17, 1861, and to divide the crime of murder into two degrees, and to prescribe the punishment of arson, passed April 12, 1862; and also to define under certain circumstances the words "premeditated design" as used in subdivision 1 of section 5 of title 1 of chapter 1st of part 4 of the Revised Statutes, and as used in the act above described as passed April 12, 1862, and being chapter 197 of the Laws of 1862,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Dickson introduced a bill entitled "An act to incorporate the Sans Souci Club of Lausingsburgh," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

By unanimous consent, Mr. Wight introduced a bill entitled "An act to authorize the election of town auditors and to prescribe their powers and duties; which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. Oakley introduced a bill entitled "An act to legalize and confirm a sale of real estate by the supervisor and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to amend chapter 302 of the Laws of 1872, passed April 22, 1872, entitled 'An act to amend chapter 77 of the Laws of 1870, and chapter 536 of the Laws of 1871,' passed respectively March 16, 1870, and April 15, 1871, entitled 'An act to amend the act to combine into one act the several acts relating to the city of Albany,' passed April 12, 1842, and the several acts amendatory thereof, in so far as they relate to the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to amend an act entitled 'An act to create a board of public instruction in the city of Albany, to establish free schools therein, and amendatory of the several acts relating to the district schools in said city,' passed April 7, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to amend an act entitled 'An act to amend the charter of the city of Albany, passed March 16, 1870, and the several acts amendatory thereof,' passed March 28, 1872," which was read the first time, and by

unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to amend an act entitled 'An act to amend the act entitled 'An act to amend the act to combine into one act the several acts relating to the city of Albany,' passed April 12, 1842, and the several acts amendatory thereof; and also to repeal the act establishing a capital police district, and to provide for the government thereof, passed April 22, 1865, and the several acts amendatory thereof, in so far as they relate to the city of Albany,' passed March 18, 1870," passed April 15, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to amend an act entitled 'An act to re-organize the fire department of the city of Albany,' passed March 29, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Alvord moved that the House now take a recess until half-past seven o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 28 }
{ NOES 59 }

Those who voted in the affirmative, were

Alberger	Fish	Hiller	Persons
Alvord	Foote	Holden	Phillips
Bassett	Goss	Hussey	Prince
Batcheller	Gregory	Lincoln	Shattuck
Brown	Hammond	Lynde	Sherwood
Burritt	Hardy	E. Miller	Sloan
Clark	Hazeltan	Parry	C. S. Spencer

Those who voted in the negative, were

Abeel	Coughlin	McAfee	G. W. Spencer
Badger	Daly	McGroarty	Stacy
Barrow	Deane	McQueen	Stephens
Beebe	Denniston	Melvin	Stover
Beecher	Donahue	W. Miller	Tewksbury
Bennett	Eastman	Morey	Thorp
Berri	Griffin	Murray	Townsend
Biglin	Gurnee	Oakley	Vedder
Blessing	Hayes	Patten	Waehner
Blumenthal	Healey	G. Pope	Wagstaff
Bordwell	Houghton	Scherman	Whalen
Braman	Kirk	Schifferdecker	Wight
Brewer	Kshinka	H. Smith	Winfield
Coffey	Lawrence	Snyder	C. B. Wood
Comstock	Mackin	Speaker	

On motion of Mr. Batcheller the House adjourned.

MONDAY, FEBRUARY 2, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Darling.

The journal of Friday, Jan. 30, was read and approved.

The Senate returned Senate bill entitled "An act to provide for the payment of certain bonds of the city and county of New York," with a message that they do consent to a committee of conference, and have appointed as such committee, Messrs. Booth, Woodin and Coe.

Mr. E. Miller presented a petition of residents of Chemung county, asking for exemption of mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Blessing presented a petition of tax payers of the city of New York, asking for passage of the bill exempting mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Batcheller presented a petition of residents of Saratoga Springs, in favor of exempting bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Alvord presented a petition of Lemuel Burritt and others, for relief for damages by canal enlargement; which was read and referred to the committee on canals.

Mr. C. S. Spencer presented a petition of William Haw, Jr., asking for a seat in the Assembly; which was presented and referred to the committee on privileges and elections.

Mr. Lynde presented a petition of 300 citizens of St. Lawrence county asking for the passage of an act prohibiting railroad companies charging more for freight a short distance than received for a longer distance; which was read and referred to the committee on railroads.

Mr. Persons presented a petition of the board of supervisors of Jefferson county, for an increase of the tax upon dogs; which was read and referred to the committee on internal affairs.

Mr. Comstock presented a petition for the construction of a vertical wall at Gasport, Niagara county; which was read and referred to the committee on canals.

Mr. Persons presented a petition of the board of supervisors of Jefferson county, for the repeal of the military exemptions from taxation; which was read and referred to the committee on ways and means.

Mr. Alvord moved to take from the table the motion to reconsider the vote of the House adversely to the report of the committee on public printing, in the words following:

"*Resolved*, That there be printed 500 copies of the annual report of the Superintendent of the Onondaga Salt Springs for the use of the Superintendent."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

The order of business "third reading of bills" being announced,

Mr. Lincoln moved to lay said order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Kshinka introduced a bill entitled "An act, to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway extending in said towns, of the width of two rods," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. J. W. Smith introduced a bill entitled "An act to prevent extortion by the Buffalo Gas-light Company, or any other gas-light company in the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Goss introduced a bill entitled "An act to construct a bridge over the Erie canal about one mile east of the village of Pittsford," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Taylor introduced a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and the several acts amendatory thereof,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Comstock introduced a bill entitled "An act to release to Samuel McCracken the real estate of which Robert McCracken died seized, in the town of Lewiston, in the county of Niagara," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Hammond introduced a bill entitled "An act to incorporate the Geneva Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Oakley introduced a bill entitled "An act to close a part of Tenth street, in Long Island City," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. McQueen introduced a bill entitled "An act to authorize the transportation of passengers in the city of New York by means of street railways, to be constructed through certain streets and avenues therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Braman introduced a bill entitled "An act for the erection of an iron bridge over the Erie canal, at West Troy, in the county of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. C. S. Spencer introduced a bill entitled "An act in relation to the New York Institution for the Blind," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Schifferdecker introduced a bill entitled "An act to amend an act entitled 'An act supplementary to and amendatory of An act in relation to a public park in the city of Albany, passed May 5, 1869, and the acts supplementary and amendatory thereof,' passed February 16, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend an act entitled 'An act in relation to the Washington park, of the city of Albany,' passed March 11, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

On motion of Mr. Holden,

Resolved, That the papers on file relating to the construction of a bridge across the Hudson river, between the towns of Luzerne, in Warren county, and Hadley, in Saratoga county, be taken therefrom and referred to the committee on roads and bridges.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Whereas, The erection of the railing in the rear of the seats renders the appointment of three gate-keepers necessary; therefore,

Resolved, That John O'Connell, Albert E. Robbins and William S. Baltimore be and they are hereby appointed gate-keepers for the session at a compensation of five dollars per day; compensation to commence from the date of the passage of this resolution.

Ordered, That said resolution be referred to the committee on expenditures of the House.

On motion of Mr. Taylor,

Resolved, That the petition and papers of William Wilson, relative to damages caused to his property by a break in the Erie canal, be taken from the files and referred to the committee on canals.

Mr. Griffin offered for the consideration of the House a resolution, in the words following:

Whereas, By the erection of a fence in the rear of the Assembly Chamber, it requires the assistance of additional doorkeepers; therefore,

Resolved, That J. E. Graham be and he is hereby appointed assistant doorkeeper, at the same compensation as other assistant doorkeepers, for the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Griffin offered for the consideration of the House a resolution, in the words following:

Whereas, This House has, by resolution, ordered the erection of a railing in the rear of the Assembly chamber, thereby necessitating the appointment of three additional doorkeepers; therefore,

Resolved, That William W. Brinkerhoff be and he is hereby appointed assistant doorkeeper, and that the same compensation be allowed him as to the other assistant doorkeepers, and paid in the same manner, and that such appointment continue during the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Alvord offered for the consideration of the House a resolution in the words following:

Whereas, The new railing in the rear of the Chamber requires three additional doorkeepers; therefore,

Resolved, That William H. Gardineer be and is hereby appointed an additional doorkeeper to take charge of the center door of the new railing, at the same salary as the other officers of the House now receive.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Burritt offered for the consideration of the House a resolution, in the words following:

Whereas, The Assembly did on the 23d day of January, 1874, by its vote adopted on that day, order a railing to be erected in the rear of the Chamber to have therein three entrances, making it necessary that three additional doorkeepers should be appointed to tend said entrances; therefore,

Resolved, That George C. Latta be and is hereby appointed assistant doorkeeper, to serve during the present session, at the same per diem compensation as is now allowed by law to other assistant doorkeepers of the Assembly.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Lincoln called from the table the resolution previously offered by him, in the words following:

Resolved (if the Senate concur), That the Legislature adjourn *sine die* on Wednesday, the 15th day of April, 1874, at 11 o'clock P. M.

Mr. Batcheller moved to lay said resolution upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

{ AYES 33 }
{ NOES 28 }

Those who voted in the affirmative, were

Abeel	Burritt	Hardy	Sherwood
Alvord	Comstock	Holden	Simon
Batcheller	Donahue	Law	Sloan
Bennett	Farrar	Lynde	J. W. Smith
Berri	Fish	McQueen	Stover
Bostwick	Foote	Nice	Thorp
Braman	Griffin	Quinn	Townsend
Brown	Hanrahan	Sanford	C. B. Wood
Bulkley			

Those who voted in the negative, were

Badger	Gregory	Kshinka	Persons
Blessing	Hammond	Lawrence	Philpot
Carpenter	Hayes	Lincoln	G. Pope
Chadwick	Healey	E. Miller	Speaker
Clark	Houghton	Murray	C. S. Spencer
Cleary	Hussey	Parry	Taylor
Goss	Johnson	Patten	Winfield

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to take plank-roads and turnpike roads in the county of Kings for public highways."

"An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase the two toll-bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869."

"An act in relation to county treasurers."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Johnson, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Johnson, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to re-district the town of Watervliet for the election of town officers, and to provide inspectors of such elections."

"An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building, known as the Genesee school building, and also for furnishing the same and the Madison Park school building."

"An act to fix the time for transacting the business of the town at the annual town meeting for election of town officers."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bennett, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the Citizens' Savings Bank."

"An act for the further protection of the Solar Salt fields, situated on lands of the State, at the head of Onondaga lake."

"An act ceding to the United States of America jurisdiction over certain lands in this State for light-house purposes, and exempting the same from taxation."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Berri, from said committee, reported that they had gone through with the first mentioned bill, made an amendment thereto, and amended the title by adding at the end thereof the words, "of Hornellsville," and recommend its passage; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Berri, from said committee, also reported in favor of the passage of said second and third mentioned bills, the last with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

On motion of Mr. Goss, at 9 o'clock and 35 minutes, the House adjourned.

TUESDAY, FEBRUARY 3, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Darling.

The reading of the journal of yesterday having been commenced, on motion of Mr. Weed, and by unanimous consent, the further reading was dispensed with.

The Senate returns Senate bill entitled "An act to authorize the city of Utica to borrow and disburse money to pay for fire apparatus, and to levy and collect a tax to pay the same," with a message that they had concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate sent for concurrence the bill entitled "An act to provide for the completion of the rebuilding of stone of the combined wooden locks at Cohoes, Champlain canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole on the bills entitled as follows :

Senate, "An act to amend chapter 74 of the Laws of 1870, in reference to the records of surrogates' courts."

"An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plank-roads and turnpikes,' passed May 8, 1873."

"An act in relation to county treasurers."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Blumenthal, from said committee, reported in favor of the passage of said first mentioned bill ; which report was agreed to, and said bill ordered to a third reading.

Mr. Blumenthal, from said committee, also reported in favor of the passage of said second mentioned bill ; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Blumenthal, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act authorizing the formation of corporations to secure camp grounds and other property connected therewith for the use of the Methodist Episcopal Church."

"An act to amend an act to incorporate the United States Loan Company."

"An act to dissolve the Narrowsburgh Home Association."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Morey, from said committee, reported in favor of the passage of said first mentioned bill, with an amendment ; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Morey, from said committee, also reported in favor of the passage of said second mentioned bill.

The question being on agreeing to said report,

Mr. Alberger moved that said report be disagreed with, and that said bill be recommitted to the committee on banks.

Mr. Alvord moved that said report lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Morey, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

Mr. Blumenthal rose to a question of privilege, and moved that the Clerk be directed to place upon the roll the name of Mr. James H. Sullivan, and that he be assigned a seat in this Chamber, he having received a certificate of election as member of Assembly from the Twenty-first Assembly district of the city of New York, and he having subscribed to the constitutional oath required by the Constitution.

In connection with the pending subject, Mr. Speaker presented a communication, in the words following:

STATE OF NEW YORK:
DEPARTMENT OF SECRETARY OF STATE. }
ALBANY, *January 30, 1874.*

It is hereby certified that James H. Sullivan, having presented a certificate of election as a member of Assembly for the Twenty-first Assembly district of the county of New York, this day took and subscribed the constitutional oath of office as a member of Assembly, before me, which oath of office remains on file in this office.

DIEDRICH WILLERS, JR.

Secretary of State.

Mr. C. S. Spencer offered the following resolution as a substitute for the motion of Mr. Blumenthal:

Resolved, That upon the credentials presented, the Hon. James H. Sullivan be admitted to his seat in this Assembly, and that the credentials of said James H. Sullivan be referred to the committee on the judiciary, with instruction to investigate the regularity of the election at which said credentials certify said Sullivan was elected, and report to this House.

Mr. Beebe moved to strike out all of said resolution after the word "Assembly."

Mr. Lincoln raised the point of order that that portion of the resolution, referring the matter to the committee on the judiciary, was out of order.

Mr. Speaker decided the point of order well taken, and ruled that portion of the resolution out of order.

Mr. C. S. Spencer withdrew his resolution.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Blumenthal, and it was determined in the affirmative.

Mr. C. S. Spencer moved that the credentials of Mr. James H. Sullivan be referred to the committee on privileges and elections, with instructions to investigate the regularity of the election at which said credentials certify that Sullivan was elected, and report to this House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 60 }
{ NOES 18 }

Those who voted in the affirmative, were

Alberger	Chadwick	Houghton	Scherman
Alvord	Clark	Hussey	Schifferdecker
Badger	Comstock	Jones	Sherwood
Bassett	Deane	Law	Sloan
Batcheller	Denniston	Lockwood	H. Smith
Beecher	Eastman	Lynde	Snyder
Bennett	Farrar	McAfee	Speaker
Berri	Foote	W. Miller	C. S. Spencer
Blumenthal	Goss	Morey	Sunderlin
Bordwell	Gregory	Parry	Townsend
Bostwick	Griffin	Persons	Waehner
Braman	Hanrahan	Petty	Wagstaff
Bulkley	Hardy	Phillips	West
Burritt	Healey	Philpot	Wight
Carpenter	Hiller	Prince	Worth

Those who voted in the negative, were

Beebe	Holden	Murray	Simon
Coffey	Kshinka	G. Pope	Thorp
Colahan	McGroarty	Quinn	Winfield
Hammond	Melvin	Shattuck	C. B. Wood
Hoag	E. Miller		

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act for the disposition of excise moneys and fines for intoxication within the village of Monticello."

"An act relative to the village of Ballston Spa, to provide for completing the water-works and paying all indebtedness incurred on account thereof."

"An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Prince, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Wagstaff moved to take from the table the motion of Mr. Alberger to disagree with the report of the committee of the whole on the bill entitled "An act to amend an act to incorporate the United States Loan Company," and recommit said bill to the committee on banks.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to repeal chapter 588, Laws of 1873, 'An act to establish a commission in and for the city and county of New York, to be known and designated as the commission of charitable correction, and to define its powers and jurisdiction,' passed May 22, 1873."

"An act relative to the salary of the recorder of the city of Utica."

"An act to authorize the common council of the city of Binghamton to erect a bell tower over Academy street."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lynde, from said committee, reported in favor of the passage of said first and third mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Lynde, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

The Speaker presented a communication from the Comptroller, in response to a resolution adopted by the Assembly, asking for certain information relative to funds belonging to the State in the hands of the several county treasurers; which on motion of Mr. Prince was laid upon the table and ordered printed.

(*See Doc. No. 43.*)

Also, a communication from the Comptroller, in response to a resolution adopted by the Assembly, calling for information relative to the unproductive lands adjoining the Salt Springs owned by the State; which on motion of Mr. Batcheller was laid upon the table and ordered printed.

(*See Doc. No. 38.*)

Also, a communication from the Comptroller, in response to a resolution adopted by the Assembly, calling for information relative to an appropriation to convey water from Loon lake; which was laid upon the table and ordered printed.

(*See Doc. No. 39.*)

Also, a communication from the Governor, transmitting the report of the trustees of the Cooper Union for the Advancement of Science and Art, for the year 1873; which was laid upon the table and ordered printed.

(*See Doc. No. 40.*)

Mr. Berri presented the annual report of the President of the Inebriates Home for Kings county, for the year 1873; which was laid upon the table and ordered printed.

(*See Doc. No. 41.*)

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend an act entitled 'An act relating to courts of record, and other courts in the city and county of New York,' passed April 29, 1872."

"An act for the relief of Sarah Ann Whaites, formerly widow and devisee of John Playfair, deceased."

"An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes.'"

"An act relating to animals."

"An act to confirm, reduce and levy a certain assessment in the city of Brooklyn."

"An act to provide for a deficiency in moneys, applicable to the repair

and building of roads and bridges in the town of Geneva for the year 1873; to legalize the acts of the commissioners of highways and the collector of said town, and for the relief of said commissioners."

"Concurrent resolution relative to Swinburne Island Hospital."

"An act to take plank-roads and turnpike roads in the county of Kings, for public highways."

"An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase the two toll-bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869."

"An act to re-district the town of Watervliet for the election of town officers, and to provide inspectors of such elections."

"An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building known as the "Genesee" school building, and also for furnishing the same and the "Madison Park" school building."

"An act to fix the time for transacting the business of the town at the annual town meeting, for election of town officers."

The House again resolved itself into a committee of the whole on the bill entitled as follows:

"An act to authorize the city of Binghamton to provide for the payment of the Ruloff reward and expenses."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hardy, from said committee, reported in favor of the passage of said mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Hardy presented a petition of citizens of the town of Mentz for a vertical wall in the Erie canal, in the village of Port Byron; which was read and referred to the committee on canals.

Mr. Hiller presented a petition of citizens of Dunkirk to exempt mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Beecher presented ten petitions for the construction of a swing bridge over the Chenango canal, in the village of Norwich; which was read and referred to the committee on canals.

Mr. Petty presented a petition of citizens of Suffolk county, asking for the passage of an act prohibiting pound fishing in the waters of the Great South bay, in said county; which was read and referred to the committee on internal affairs.

Mr. Bordwell presented a petition of citizens of the village of Niagara City, for the incorporation of a water-works company; which was read and referred to the committee on affairs of villages.

Mr. Taylor presented a petition of the Rochester St. Mary's Hospital, for an appropriation to construct sewer; which was read and referred to the committee on ways and means.

Mr. Alvord presented a petition of the head men and chiefs of the Onondaga Indians to be re-imbursed the differences between paper money and gold and silver, as paid to them for their annuity; which was read and referred to the committee on ways and means.

Mr. Morey presented a petition of citizens of the town of Livonia, asking for an enactment of a law preventing the recovery under any policy of insurance of a sum greater than three-quarters of the loss or damage sustained in any case; which was read and referred to the committee on insurance.

Mr. Bassett presented a petition of tax payers of Delaware county, for relief from the present enormous printing expenses; which was read and referred to the committee on public printing.

Mr. Alberger presented a petition of the Buffalo Hospital of the Sisters of Charity, for relief; which was read and referred to the committee on ways and means.

Also, a petition of James S. Lyons and other citizens of Buffalo, to have bonds and mortgages exempt from taxation; which was read and referred to the committee on ways and means.

Mr. Schifferdecker presented a petition of citizens of Albany, asking for repeal of the excise law; which was read and referred to the committee on internal affairs.

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the bill entitled "An act to provide an armory in the city of Albany, county of Albany, for the use of the Tenth regiment of the National Guard of the State of New York," and that the same be referred to the committee on internal affairs.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amounts of State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds," reported the same for the consideration of the House; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to further prescribe the duties and liabilities of the treasurer of Monroe county," reported the same for the consideration of the House; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to regulate the payment of the State tax into the State treasury," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend chapter 121 of the Laws of 1867, entitled 'An act authorizing the assessment of highway labor upon the Jeffersonville and Monticello Turnpike road,' passed March 23, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act for the relief of the Watkins Circulating Library," reported adversely thereto, which report was agreed to.

The order of business "third reading of bills" being announced,

Mr. Weed moved to lay said order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Hardy introduced a bill entitled "An act to amend an act entitled 'An act for the protection and preservation of fish in the county of Cayuga,' passed June 10, 1873," which was read the first time, and by

unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Townsend introduced a bill entitled "An act to amend section 11, chapter 744 of the Laws of 1867, entitled 'An act to define the objects of the New York State Institution for the Blind, and to provide for its management,' passed April 24, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on State charitable institutions.

Mr. W. Miller introduced a bill entitled "An act to incorporate the Herkimer and Middleville Stone road," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. McGroarty introduced a bill entitled "An act in relation to Second avenue, in the town of New Utrecht," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Taylor introduced a bill entitled "An act to amend the charter of the city of Rochester, and to extend its boundaries," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend an act entitled 'An act to suppress intemperance, and to regulate the sale of intoxicating liquors,' passed April 16, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Goss introduced a bill entitled "An act to amend 'An act to provide for the support and care of State paupers,' passed May 7, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Healey introduced a bill entitled "An act to incorporate the New York Rapid Transit Company, and to provide a comfortable, safe and speedy system of cheap and rapid transit through the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Deane introduced a bill entitled "An act to authorize the State Superintendent of Public Instruction to divert a portion of the library moneys of the school districts of the State to the purchase of Dr. F. A. Johnson's Industrial School charts, Nos. 1 to 10 inclusive," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Murray introduced a bill entitled "An act in relation to the occupation of certain piers and wharves in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, a bill entitled "An act for the better information and protection of the stockholders and depositors of loan, trust or security companies, chartered under the Laws of the State of New York, or doing business therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Wagstaff introduced a bill entitled "An act entitled 'An act for the relief of married women possessed of separate estate,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to enable John L. Ireland to acquire title to a portion of South-fifth avenue, in the city of New York, and to discontinue that portion of said avenue," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. C. S. Spencer introduced a bill entitled "An act to re-organize the district courts in the city of New York, and to provide for the election of the justices thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Patten introduced a bill entitled "An act to authorize the construction and operation of a railroad through Forty-second street, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Bordwell introduced a bill entitled "An act to supply the village of Niagara City with pure and wholesome water," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Oakley introduced a bill entitled "An act to amend an act entitled 'An act to amend an act in relation to the rates of wharfage, and to regulate the piers, wharves, bulkheads and slips in the cities of New York and Brooklyn,' passed May 6, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Dickson introduced a bill entitled "An act to extend the time for organization and the terms of office and powers of the incorporators and the board of directors of the Troy, Lansingburgh and Cohoes Bridge Company, and to amend chapter 321 of the Laws of the State of New York, entitled 'An act to incorporate the Troy, Lansingburgh and Cohoes Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river, from some point on Van Schaick's Island, in the city of Cohoes, to some point in the village of Lansingburgh, south of Bolter's brewery, on said river,' passed April 28, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. West introduced a bill entitled "An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hoag introduced a bill entitled "An act to amend chapter 320 of the Laws of 1860, entitled 'An act to incorporate the Schoharie Valley Stock Grower's Association,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

Mr. Petty introduced a bill entitled "An act to prevent pound fishing in the waters of the South Bay, in Suffolk county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Beebe introduced a bill entitled "An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873," which was read

the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Bostwick introduced a bill entitled "An act in relation to railroad commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Davis introduced a bill entitled "An act to regulate local transportation upon railroads within this State, and to prohibit the issuing of passes to assessors, coroners and other public officers, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Wight introduced a bill entitled "An act to authorize the change of the name of the Sixpenny Savings Bank of the city of New York to the City Savings Bank of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act to amend section 4 of title 15 of chapter 8, part 3, of the Revised Statutes, relative to the foreclosure of mortgages by advertisement," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Speaker introduced a bill entitled "An act to provide for the election of town officers and the transaction of town business in the town of Cortlandt, in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to amend an act passed April 26, 1869, entitled "An act for the election of a receiver of taxes and assessments for the town of Cortlandt and village of Peekskill," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

On motion of Mr. Biglin,

Resolved, That the bill entitled "An act to provide for the construction and maintenance of four additional public baths in the city of New York," be recommitted to the committee on commerce and navigation, retaining its place on the calendar of third reading of bills.

Mr. Hiller offered for the consideration of the House a resolution, in the words following:

Whereas, The dictionary in the library of this House, in consequence of its abridged form, is insufficient for full reference; therefore,

Resolved, That the Clerk of this House be and he hereby is authorized and directed to procure a copy of the latest edition of Webster's Unabridged Dictionary for the use of the Assembly library.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Worth, at 1 o'clock and 47 minutes, the House adjourned.

WEDNESDAY, FEBRUARY 4, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. James.

On motion of Mr. Prince, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act to incorporate the Citizens' Savings Bank."

"An act for the further protection of the Solar Salt fields, situated on lands of the State, at the head of Onondaga lake."

"An act ceding to the United States of America jurisdiction over certain lands in this State for light-house purposes, and exempting the same from taxation."

"An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plank-roads and turnpikes,' passed May 8, 1873."

"An act authorizing the formation of corporations to secure camp grounds and other property connected therewith for the use of the Methodist Episcopal Church."

"An act for the disposition of excise moneys and fines for intoxication within the village of Monticello."

"An act relative to the village of Ballston Spa, to provide for completing the water-works and paying all indebtedness incurred on account thereof."

"An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village."

"An act to amend an act to incorporate the United States Loan Company."

"An act to repeal chapter 588, Laws of 1873, 'An act to establish a commission in and for the city and county of New York, to be known and designated as the commission of charitable correction, and to define its powers and jurisdiction,' passed May 22, 1873."

"An act to authorize the common council of the city of Binghamton to erect a bell tower over Academy street."

"An act to authorize the city of Binghamton to provide for the payment of the Ruloff reward and expenses."

The order of business "presentation of petitions" being announced,

Mr. Batcheller moved to lay said order of business upon the table, for the purpose of taking up the order of business "third reading of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Speaker presented a communication from the Auditor of the Canal Department, in reply to a resolution of the Assembly of Jan. 6, 1874, relating to amount paid by State for furnishing canals with water,

including feeder, etc., and names of persons drawing water from the canals for mechanical purposes, etc.; which was laid upon the table and ordered printed.

(See Doc. No. 45.)

Mr. Speaker presented a communication, in the words following.

To the Honorable Members of Assembly of the State of New York:

The New York State Medical Society now in session in this city extend a cordial invitation to any physicians members of this body, or any other gentlemen who may desire so to do, to attend its sessions and take part in its deliberations.

H. D. VOSBURGH, of Wayne,

B. L. HOVEY, of Monroe,

Com. of Invitation of State Med. Society.

The bill entitled "An act to provide for the better administration of the estates of deceased persons," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Coughlin	Hussey	Prince
Alvord	Daly	Jones	Quinn
Badger	Davis	Kirk	Sanford
Bassett	Deane	Kshinka	Scherman
Batcheller	Dickson	Lawrence	Schifferdecker
Beecher	Donahue	Lynde	Sherwood
Bennett	Eastman	Mackin	Simon
Biglin	Ely	Manley	Sloan
Blessing	Farrar	McAfee	H. Smith
Blumenthal	Foote	McGroarty	Taylor
Bordwell	Goss	E. Miller	Thorp
Bostwick	Griffin	Murray	Townsend
Braman	Gurnee	Nice	Wagstaff
Brown	Hammond	Oakley	Weed
Burritt	Hanrahan	Parry	West
Chadwick	Hardy	Persons	Witbeck
Clark	Hayes	Petty	Wight
Colahan	Hiller	Phillips	C. B. Wood
Comstock	Hoag	Philpot	

Those who voted in the negative, were

Lincoln G. Pope

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to facilitate the construction of the New York and Canada railroad, and re-appropriating certain moneys to aid in the construction of said road," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lynde	Scherman
Alberger	Davis	Mackin	Schifferdecker
Alvord	Deane	Manley	Shattuck
Badger	Denniston	McAfee	Sherwood
Bassett	Dickson	McGroarty	Simon
Batcheller	Ely	McQueen	Sloan
Beecher	Farrar	Melvin	H. Smith
Bennett	Fish	E. Miller	J. W. Smith
Biglin	Foots	W. Miller	Snyder
Blessing	Hammond	Morey	C. S. Spencer
Blumenthal	Hanrahan	Murray	Stacy
Bordwell	Hardy	Parry	Taylor
Bostwick	Healey	Persons	Thorp
Braman	Hoag	Petty	Townsend
Brown	Holden	Phillips	Vedder
Burritt	Houghton	Philpot	Wagstaff
Chadwick	Hussey	G. Pope	Weed
Clark	Kshinka	S. G. Pope	West
Cleary	Law	Prince	Witbeck
Colahan	Lawrence	Quinn	Wight
Comstock	Lincoln	Ryan	Winfield
Coughlin	Lockwood	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to enable resident aliens to hold and convey real estate, and for other purposes,' passed April 30, 1845," being announced for a third reading,

On motion of Mr. Melvin, and by unanimous consent, said bill was amended by adding at the end of section 2, the following: "Provided, however, that nothing herein contained shall be taken or construed to affect any grant of land heretofore made by this State."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Ryan
Alberger	Coughlin	Lockwood	Sanford
Alvord	Daly	Lynde	Scherman
Badger	Deane	Mackin	Schifferdecker
Bassett	Dickson	Manley	Shattuck
Batcheller	Eastman	McAfee	Sherwood

Beebe	Ely	McGroarty	Simon
Beecher	Farrar	McQueen	Sloan
Bennett	Fish	Melvin	H. Smith
Biglin	Foote	E. Miller	J. W. Smith
Blessing	Goss	Morey	Snyder
Blumenthal	Gurnee	Murray	C. S. Spencer
Bordwell	Hammond	Nice	Taylor
Bostwick	Hanrahan	Oakley	Thorp
Braman	Healey	O'Callaghan	Townsend
Brewer	Hiller	Parry	Vedder
Brown	Hoag	Persons	Wagstaff
Bulkley	Holden	Petty	Wight
Burritt	Houghton	Phillips	Winfield
Carpenter	Hussey	Philpot	C. B. Wood
Chadwick	Jones	S. G. Pope	P. Woods
Clark	Kshinka	Prince	Worth
Colahan	Lawrence	Quinn	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing Union Free School District No. 1, of the town of Athens, to issue bonds and to borrow money for the purpose of erecting school buildings and purchasing a site," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Lockwood	Schifferdecker
Alvord	Deane	Lynde	Shattuck
Badger	Denniston	Mackin	Sherwood
Bassett	Dickson	Manley	Simon
Beebe	Eastman	Melvin	Sloan
Beecher	Ely	E. Miller	H. Smith
Bennett	Farrar	Morey	C. S. Spencer
Biglin	Fish	Murray	Sunderlin
Blessing	Foote	Parry	Taylor
Bostwick	Hanrahan	Persons	Thorp
Braman	Hardy	Petty	Townsend
Brewer	Hayes	Phillips	Vedder
Bulkley	Hiller	Philpot	Wagstaff
Burritt	Holden	G. Pope	Weed
Carpenter	Houghton	S. G. Pope	West
Chadwick	Hussey	Prince	Wight
Clark	Kshinka	Quinn	Winfield
Cleary	Lawrence	Ryan	C. B. Wood
Comstock	Leake	Sanford	P. Woods
Coughlin	Lincoln	Scherman	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weed moved to take from the table the motion to reconsider the vote by which the Senate bill entitled "An act for the relief of John George Milburn," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 34 }

Those who voted in the affirmative, were

Abeel	Daly	Mackin	Shattuck
Alberger	Davis	Manley	Simon
Alvord	Eastman	McGroarty	Sloan
Badger	Ely	McQueen	J. W. Smith
Beebe	Farrar	E. Miller	Speaker
Beecher	Foote	W. Miller	Sullivan
Bennett	Gurnee	Morey	Taylor
Biglin	Hammond	Murray	Thorp
Blumenthal	Hanrahan	Oakley	Townsend
Bordwell	Hayes	O'Callaghan	Wagstaff
Bulkley	Hiller	Parry	Weed
Carpenter	Hoag	Philpot	West
Chadwick	Holden	G. Pope	Witbeck
Cleary	Kirk	S. G. Pope	Wight
Colahan	Kshinka	Prince	Winfield
Comstock	Landfield	Quinn	P. Woods
Coughlin	Lincoln	Schifferdecker	Worth

Those who voted in the negative, were

Bassett	Dickson	McAfee	Sherwood
Batcheller	Fish	Melvin	H. Smith
Bostwick	Goss	Patten	C. S. Spencer
Braman	Hardy	Persons	G. W. Spencer
Brewer	Houghton	Petty	Stacy
Brown	Hussey	Phillips	Sunderlin
Burritt	Jones	Sanford	Vedder
Clark	Lockwood	Scherman	C. B. Wood
Denniston	Lynde		

The question being upon the final passage of said bill,

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 40 }

Those who voted in the affirmative, were

Abeel	Donahue	Lawrence	Prince
Alberger	Eastman	Lincoln	Quinn
Alvord	Ely	Mackin	Shattuck
Badger	Farrar	Manley	Simon
Beebe	Footo	McGroarty	Sloan
Bennett	Gurnee	McQueen	J. W. Smith
Blessing	Hammond	E. Miller	Speaker
Blumenthal	Hanrahan	W. Miller	Sullivan
Bordwell	Hayes	Morey	Taylor
Coffey	Healey	Murray	Townsend
Carpenter	Herrick	Nice	Wagstaff
Chadwick	Hiller	Oakley	Weed
Cleary	Hoag	O'Callaghan	West
Colahan	Holden	Parry	Witbeck
Comstock	Kirk	Patten	Wight
Coughlin	Kshinka	Philpot	Winfield
Daly	Landfield	G. Pope	P. Woods
Davis	Law	S. G. Pope	Worth

Those who voted in the negative, were

Bassett	Clark	Lynde	H. Smith
Batcheller	Deane	McAfee	Snyder
Beecher	Denniston	Melvin	C. S. Spencer
Berri	Dickson	Persons	G. W. Spencer
Bostwick	Fish	Petty	Stacy
Braman	Goss	Phillips	Stephens
Brewer	Hardy	Sanford	Sunderlin
Brown	Hussey	Scherman	Vedder
Bulkley	Jones	Schifferdecker	Wachner
Burritt	Lockwood	Sherwood	C. B. Wood

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Batcheller offered the following privileged resolution:

Whereas, The Hon. Thurlow Weed was, in the month of November, 1824, fifty years ago, elected as a member of Assembly of the State of New York from the county of Monroe; and

Whereas, He is this day present in the city of Albany, and in the enjoyment of vigorous health and strength of body and mind; therefore,

Resolved, That as a mark of respect to him, being one of the oldest surviving ex-members of this House, and in consideration of his distinguished and patriotic services to the State and nation in times of both peace and war, as a simple unofficial American citizen, we hereby tender the Hon. Thurlow Weed, during his stay at the Capital, the privileges of the floor of this House.

Resolved, That the Speaker and Clerk be requested to tender this invitation to Mr. Weed, and present him with an engrossed copy of the same.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted.

The bill entitled "An act to amend the charter of Hobart (late Geneva) College," being announced for a third reading,

On motion of Mr. Hammond, and by unanimous consent, said bill was amended as follows:

After the word "ex-officio," on line 11, section 1, printed bill, insert the word "the," and strike out the quotation marks wherever they occur.

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Mackin	Snyder
Alberger	Coughlin	Manley	Speaker
Alvord	Daly	McGroarty	C. S. Spencer
Bassett	Deane	Melvin	Stacy
Batcheller	Denniston	W. Miller	Stephens
Beebe	Eastman	Morey	Taylor
Bennett	Farrar	Murray	Townsend
Berri	Fish	Nice	Vedder
Biglin	Goss	Parry	Waehner
Blessing	Gregory	Patten	Wagstaff
Blumenthal	Hammond	Persons	Weed
Bordwell	Haurahan	Petty	West
Bostwick	Hardy	Phillips	Whalen
Braman	Hiller	Philpot	Witbeck
Brewer	Hoag	S. G. Pope	Wight
Brown	Houghton	Sanford	Winfield
Bulkley	Landfield	Schifferdecker	C. B. Wood
Burritt	Lincoln	Sherwood	P. Woods
Coffey	Lockwood	J. W. Smith	Worth
Chadwick	Lynde		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 883 of the Laws of 1883, entitled 'An act to regulate the fees of coroners,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 54 }
{ NOES 6 }

Those who voted in the affirmative, were

Alberger	Coughlin	Lockwood	Patten
Alvord	Deane	Lynde	S. G. Pope
Badger	Dickson	Mackin	Sloan

Bassett	Footo	McGroarty	Snyder
Batcheller	Gregory	McQueen	C. S. Spencer
Beebe	Gurnee	Melvin	Stacy
Biglin	Hammond	E. Miller	Sullivan
Blumenthal	Hanrahan	W. Miller	Vedder
Braman	Hardy	Morey	Wagstaff
Brown	Healey	Murray	Wight
Burritt	Herrick	Nice	Winfield
Chadwick	Hiller	O'Callaghan	C. B. Wood
Colahan	Holden	Parry	P. Woods
Comstock	Lincoln		

Those who voted in the negative, were

Beecher	Clark	Sanford	Sherwood
Bulkley	Persons		

Mr. Alberger moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill entitled "An act to release the interest of the people of the State of New York in certain real estate to Ann Smith, George Smith and others, being the widow and heirs at law of Thomas Smith, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Hussey	Patten
Alberger	Colahan	Johnson	Petty
Alvord	Comstock	Kirk	Phillips
Badger	Coughlin	Knapp	Philpot
Bassett	Daly	Kshinka	S. G. Pope
Batcheller	Deane	Landfield	Prince
Beebe	Denniston	Law	Sanford
Beecher	Dickson	Leake	Scherman
Bennett	Eastman	Lincoln	Sherwood
Berri	Ely	Lockwood	Sloan
Biglin	Farrar	Lynde	H. Smith
Blessing	Fish	Mackin	Snyder
Blumenthal	Footo	Manley	Speaker
Bordwell	Goss	McGroarty	C. S. Spencer
Bostwick	Gregory	McQueen	G. W. Spencer
Braman	Gurnee	Melvin	Stacy
Brewer	Hammond	W. Miller	Taylor
Brown	Hanrahan	Morey	Townsend
Bulkley	Hardy	Murray	Vedder
Burritt	Hayes	Nice	Wagstaff
Coffey	Hiller	Oakley	West
Carpenter	Hoag	O'Callaghan	Wight

Chadwick
Clark

Holden
Houghton

Parry

Winfield

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the McCoy Fund," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Mackin	Scherman
Alvord	Daly	Manley	Schifferdecker
Badger	Denniston	McGroarty	Shattuck
Bassett	Dickson	McQueen	Sherwood
Batcheller	Eastman	Melvin	Sloan
Beebe	Ely	W. Miller	Snyder
Beecher	Farrar	Morey	Speaker
Bennett	Fish	Murray	C. S. Spencer
Berri	Foote	Nice	Stacy
Biglin	Goss	Oakley	Stephens
Blessing	Hammond	O'Callaghan	Sunderlin
Blumenthal	Hanrahan	Parry	Townsend
Bordwell	Hoag	Patten	Vedder
Bostwick	Holden	Persons	Wagstaff
Branan	Houghton	Petty	Weed
Brewer	Hussey	Phillips	West
Brown	Jones	Philpot	Whitbeck
Bulkley	Kshinka	S. G. Pope	Wight
Burritt	Lincoln	Prince	Winfield
Carpenter	Lockwood	Sanford	C. B. Wood
Chadwick	Lynde		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relating to animals," being announced for a third reading,

On motion of Mr. Wagstaff, and by unanimous consent, said bill was amended as follows:

Section 2, line 2, strike out the word "law," and in the third line the words "being designated by the sheriff."

Add to section 8: "But nothing in this act shall be construed as prohibiting the shooting of birds for the purposes of human food."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 3 }

Those who voted in the affirmative, were

Abeel	Comstock	Law	Shattuck
Alberger	Daly	Lincoln	Simon
Alvord	Deane	Mackin	Sloan
Badger	Denniston	Manley	H. Smith
Bassett	Dickson	McAfee	Speaker
Batcheller	Ely	McGroarty	C. S. Spencer
Beecher	Farrar	Melvin	G. W. Spencer
Bennett	Fish	Murray	Stephens
Blumenthal	Footo	Nice	Vedder
Bordwell	Goss	O'Callaghan	Waehner
Bostwick	Gurnee	Parry	Wagstaff
Braman	Hammond	Patten	Weed
Brewer	Hanrahan	Persons	West
Brown	Hardy	Petty	Whalen
Bulkley	Hayes	Philpot	Whitbeck
Burritt	Hiller	G. Pope	Wight
Carpenter	Holden	S. G. Pope	Winfield
Chadwick	Houghton	Prince	C. B. Wood
Clark	Hussey	Sanford	P. Woods
Colahan	Jones	Scherman	

Those who voted in the negative, were

Healey Kirk Schifferdecker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The "Concurrent resolution proposing amendment to article ten of the Constitution," was read a third time and passed, a majority of all the members elected to the Assembly voting in favor thereof, in the words following:

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That article ten of the Constitution be amended, by adding at the end thereof an additional section, as follows:

"§ 9. No officer whose salary is fixed by the Constitution shall receive any additional compensation. Each of the other State officers, named in the Constitution, shall, during his continuance in office, receive a compensation, to be fixed by law, which shall not be increased or diminished during the term for which he shall have been elected or appointed; nor shall he receive to his use any fees or perquisites of office or other compensation."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered on their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Assembly concur), That the Senate do agree to the proposed amendment.

{ AYES 68 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Sherwood
Alberger	Coughlin	Lockwood	Simon
Alvord	Daly	Lynde	Sloan
Badger	Deane	Mackin	H. Smith
Batcheller	Dickson	Manley	Snyder
Bennett	Farrar	Morey	Speaker
Berri	Goss	Murray	C. S. Spencer
Biglin	Gregory	Nice	G. W. Spencer
Bordwell	Hardy	Parry	Stacy
Bostwick	Healey	Persons	Sunderlin
Braman	Holden	Petty	Vedder
Brewer	Houghton	Phillips	Wagstaff
Brown	Hussey	Philpot	West
Bulkley	Johnson	S. G. Pope	Wight
Burritt	Jones	Prince	Winfield
Carpenter	Kirk	Scherman	C. B. Wood
Clark	Kshinka	Shattuck	Worth

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The "Concurrent resolution proposing amendment to article twelve of the Constitution," was read a third time and passed, a majority of all the members elected to the Assembly voting in favor thereof, in words following:

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That article twelve of the Constitution be amended so as to read as follows:

"ARTICLE XII.

"SECTION 1. Members of the Legislature (and all officers, executive and judicial, except such inferior officers as shall be by law exempted), shall, before they enter on the duties of their respective offices, take and subscribe the following oath or affirmation: 'I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of New York, and that I will faithfully discharge the duties of the office of _____, according to the best of my ability;' and all such officers who shall have been chosen at any election shall, before they enter on the duties of their respective offices, take and subscribe the oath or affirmation above prescribed, together with the following addition thereto, as part thereof: 'And I do further solemnly swear (or affirm) that I have not, directly or indirectly, paid, offered or promised to pay, contributed, or offered or promised to contribute, any money or other valuable thing as a consideration or reward for the giving or withholding a vote at the election at which I was elected to said office, and have not made any promise to influence the giving or withholding any such vote,' and no other

oath, declaration or test shall be required as a qualification for any office of public trust."

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered on their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Assembly concur), That the Senate do agree to the proposed amendment.

{ AYES 68 }
{ NOES 8 }

Those who voted in the affirmative, were

Abeel	Kshinka	Sanford	Carpenter
Alberger	Law	Scherman	Chadwick
Alvord	Lincoln	Schifferdecker	Clark
Badger	Locwood	Sherwood	Davis
Bassett	Mackkin	Simon	Deane
Batcheller	Manley	Sloan	Denniston
Beebe	McAfee	H. Smith	Dickson
Beecher	McGroarty	Snyder	Eastman
Berri	Melvin	Speaker	Farrar
Biglin	W. Miller	C. S. Spencer	Fish
Blessing	Morey	Stacy	Foote
Bordwell	Parry	Townsend	Goss
Bostwick	Petty	Vedder	Gregory
Braman	Phillips	West	Gurnee
Brewer	Philpot	Wight	Hardy
Brown	S. G. Pope	C. B. Wood	Holden
Bulkley	Prince	Burritt	Hussey
Jones	Quinn		

Those who voted in the negative, were

Blumenthal	Hammond	Johnson	Murray
Ely	Hayes	Kirk	O'Callaghan

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The "Concurrent resolution proposing an amendment to the Constitution, to be known as articles fifteen and sixteen," was read a third time and passed, a majority of all the members elected to the Assembly voting in favor thereof, in words following:

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz.:

"That the Constitution of this State be amended by adding additional articles thereto, to be known as articles fifteen and sixteen, as follows:

"ARTICLE XV.

"SECTION 1. Any person holding office under the laws of this State who, except in payment of his legal salary, fees or perquisites, shall

receive or consent to receive, directly or indirectly, any thing of value or of personal advantage, or the promise thereof, for performing or omitting to perform any official act, or with the express or implied understanding that his official action or omission to act is to be in any degree influenced thereby, shall be deemed guilty of a felony. This section shall not affect the validity of any existing statutes in relation to the offense of bribery.

"§ 2. Any person who shall offer or promise a bribe to an officer, if it shall be received, shall be deemed guilty of a felony and liable to punishment, except as herein provided. No person offering a bribe shall, upon any prosecution of the officer for receiving such bribe, be privileged from testifying in relation thereto, and he shall not be liable to civil or criminal prosecution therefor, if he shall testify to the giving or offering of such bribe. Any person who shall offer or promise a bribe, if it be rejected by the officer to whom it is tendered, shall be deemed guilty of an attempt to bribe, which is hereby declared to be a felony.

"§ 3. Any person charged with receiving a bribe, or with offering or promising a bribe, shall be permitted to testify in his own behalf in any civil or criminal prosecution therefor.

"§ 4. Any district attorney who shall fail faithfully to prosecute a person charged with the violation in his county of any provision of this article which may come to his knowledge, shall be removed from office by the Governor, after due notice and an opportunity of being heard in his defense. The expenses which shall be incurred by any county, in investigating and prosecuting any charge of bribery, or attempting to bribe any person holding office under the laws of this State, within such county, or of receiving bribes by any such person in said county, shall be a charge against the State, and their payment by the State shall be provided for by law.

"ARTICLE XVI.

"SECTION 1. All amendments to the Constitution shall be in force from and including the first day of January succeeding the election at which the same were adopted, except when otherwise provided by such amendments.

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered on their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Assembly concur), That the Senate do agree to the proposed amendment.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Chadwick	Jones	Prince
Alvord	Colahan	Law	Scherman
Badger	Comstock	Leake	Shattuck

Bassett	Deane	Lincoln	Sherwood
Batcheller	Eastman	Lockwood	Simon
Beebe	Ely	Lynde	Sloan
Beecher	Farrar	Manley	H. Smith
Bennett	Fish	McAfee	Snyder
Berri	Footo	W. Miller	Speaker
Biglin	Goss	Murray	C. S. Spencer
Blessing	Gregory	Nice	Stacy
Blumenthal	Gurnee	O'Callaghan	Sunderlin
Bordwell	Hammond	Parry	Vedder
Braman	Hardy	Patten	Wagstaff
Brewer	Hiller	Persons	West
Brown	Holden	Petty	Whalen
Bulkley	Houghton	Phillips	Wight
Burritt	Hussey	Philpot	C. B. Wood
Carpenter	Johnson	S. G. Pope	Worth

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled, "An act for the relief of Sarah Ann Whaites, formerly widow and devisee of John Playfair, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Knapp	Quinn
Alberger	Daly	Landfield	Ryan
Alvord	Davis	Law	Sanford
Badger	Deane	Leake	Scherman
Bassett	Denniston	Lincoln	Sherwood
Batcheller	Dickson	Lockwood	Sloan
Beecher	Donahue	Mackin	H. Smith
Bennett	Eastman	Manley	Snyder
Berri	Ely	McAfee	Speaker
Biglin	Farrar	McGroarty	C. S. Spencer
Blessing	Fish	McQueen	Sunderlin
Blumenthal	Footo	Murray	Taylor
Bordwell	Goss	Nice	Townsend
Bostwick	Gregory	Oakley	Vedder
Braman	Gurnee	O'Callaghan	Wagstaff
Brewer	Hammond	Parry	Weed
Brown	Hardy	Persons	West
Bulkley	Hiller	Petty	Witbeck
Burritt	Hoag	Phillips	Wight
Coffey	Holden	Philpot	C. B. Wood
Chadwick	Houghton	S. G. Pope	P. Woods
Colahan	Hussey	Prince	Worth
Comstock	Kirk		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Prince moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to amend chapter 883 of the Laws of 1833, entitled 'An act to regulate the fees of coroners,'" was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Law	Prince
Allen	Davis	Leake	Sanford
Alvord	Deane	Lincoln	Scherman
Badger	Denniston	Lockwood	Shattuck
Bassett	Dickson	Lynde	Sherwood
Batcheller	Eastman	Mackin	Sloan
Beebe	Farrar	Manley	H. Smith
Beecher	Fish	McAfee	Snyder
Bennett	Foot	McGroarty	Speaker
Berri	Goss	Melvin	C. S. Spencer
Biglin	Gregory	W. Miller	Stacy
Bordwell	Hammond	Morey	Stover
Bostwick	Hanrahan	Nice	Vedder
Braman	Hardy	Oakley	Wahner
Brewer	Holden	O'Callaghan	Wagstaff
Bulkley	Houghton	Parry	Weed
Burritt	Hussey	Persons	West
Carpenter	Johnson	Petty	Wight
Chadwick	Jones	Phillips	Winfield
Clark	Kshinka	Philpot	C. B. Wood
Coughlin	Landfield	S. G. Pope	P. Woods

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 15 }

Those who voted in the affirmative, were

Alberger	Comstock	Healey	Philpot
Alvord	Coughlin	Herrick	S. G. Pope
Badger	Daly	Hiller	Prince
Bassett	Deane	Holden	Quinn
Bennett	Denniston	Houghton	Scherman
Berri	Dickson	Johnson	Shattuck
Blumenthal	Donahue	Kshinka	Simon

Bordwell	Eastman	Landfield	Sloan
Bostwick	Farrar	Law	G. W. Spencer
Braman	Fish	Lincoln	Sunderlin
Brown	Foots	Mackin	Townsend
Bulkley	Goss	McAfee	Vedder
Burritt	Gregory	McQueen	Weed
Coffey	Gurnee	Melvin	Wight
Chadwick	Hammond	E. Miller	Winfield
Cleary	Hanrahan	W. Miller	C. B. Wood
Colahan	Hardy	Parry	P. Woods

Those who voted in the negative, were

Abeel	Carpenter	Kirk	Phillips
Beecher	Davis	Murray	Sanford
Blessing	Ely	Patten	Whitbeck
Brewer	Hoag	Persons	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Johnson	Scherman
Alberger	Comstock	Jones	Shattuck
Alvord	Coughlin	Kirk	Sherwood
Badger	Daly	Kshinka	Sloan
Bassett	Deane	Landfield	H. Smith
Batcheller	Denniston	Law	Snyder
Beebe	Dickson	Leake	Speaker
Beecher	Eastman	Lincoln	C. S. Spencer
Bennett	Farrar	Lynde	Stacy
Berri	Fish	Mackin	Stover
Biglin	Foots	Manley	Sunderlin
Bordwell	Goss	McAfee	Tewksbury
Bostwick	Gregory	Nice	Vedder
Braman	Gurnee	O'Callaghan	Waehner
Brewer	Hammond	Parry	Weed
Brown	Hanrahan	Patten	West
Bulkley	Herrick	Petty	Whalen
Burritt	Hiller	Philpot	Wight
Carpenter	Holden	G. Pope	Winfield
Chadwick	Houghton	Prince	C. B. Wood
Cleary	Hussey	Sanford	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to confirm, reduce and levy a certain assessment in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Kshinka	Prince
Alberger	Deane	Landfield	Quinn
Alvord	Dickson	Lincoln	Sanford
Bassett	Eastman	Mackin	Scherman
Beecher	Ely	Manley	Shattuck
Bennett	Farrar	McAfee	Simon
Berri	Foote	McQueen	Sloan
Biglin	Gregory	Melvin	Snyder
Bordwell	Gurnee	E. Miller	Speaker
Bostwick	Hammond	W. Miller	C. S. Spencer
Braman	Hardy	Murray	G. W. Spencer
Brewer	Healey	Oakley	Taylor
Brown	Hiller	O'Callaghan	Thorp
Bulkley	Hoag	Parry	Townsend
Burritt	Holden	Patten	Vedder
Coffey	Houghton	Persons	Weed
Carpenter	Hussey	Petty	Wight
Chadwick	Johnson	Phillips	C. B. Wood
Clark	Kirk	Philpot	P. Woods
Comstock	Knapp	S. G. Pope	Worth
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for a deficiency in moneys, applicable to the repair and building of roads and bridges in the town of Geneva for the year 1873; to legalize the acts of the commissioners of highways and the collector of said town, and for the relief of said commissioners," being announced for a third reading,

On motion of Mr. Hammond, and by unanimous consent, said bill was amended by striking out the word "February" in section 3, and inserting the word "March" in lieu thereof.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Scherman
Alberger	Coughlin	Landfield	Sherwood

Alvord	Daly	Law	Sloan
Badger	Deane	Leake	H. Smith
Bassett	Denniston	Lincoln	Speaker
Batheller	Eastman	Lockwood	C. S. Spencer
Beebe	Farrar	Mackin	Stacy
Beecher	Fish	Manley	Stover
Bennett	Footc	McQueen	Taylor
Berri	Goss	Melvin	Tewksbury
Biglin	Gregory	Morey	Thorp
Blessing	Hammond	Nice	Townsend
Blumenthal	Hardy	O'Callaghan	Vedder
Bordwell	Hayes	Parry	Weed
Bostwick	Healey	Persons	West
Brewer	Herrick	Petty	Whalen
Brown	Hiller	Phillips	Wight
Bulkley	Hoag	Philpot	Winfield
Burritt	Holden	S. G. Pope	C. B. Wood
Chadwick	Houghton	Prince	P. Woods
Clark	Hussey	Sanford	Worth
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to take plank-roads and turnpike roads in the county of Kings for public highways," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Comstock	Jones	S. G. Pope
Alberger	Coughlin	Kirk	Quinn
Alvord	Daly	Kshinka	Ryan
Badger	Davis	Lawrence	Sanford
Bassett	Deane	Leake	Scherman
Beecher	Dickson	Lincoln	Shattuck
Bennett	Eastman	Mackin	Sherwood
Berri	Ely	Manley	Simon
Biglin	Farrar	McAfee	Speaker
Blumenthal	Footc	McGroarty	C. S. Spencer
Bordwell	Goss	McQueen	Stacy
Bostwick	Gregory	Melvin	Taylor
Braman	Gurnee	E. Miller	Thorp
Brewer	Hammond	Morey	Townsend
Brown	Hardy	Murray	Waehner
Burritt	Healey	Nice	Wagstaff
Coffey	Hiller	O'Callaghan	West
Carpenter	Holden	Parry	Witbeck
Chadwick	Houghton	Persons	C. B. Wood
Clark	Hussey	Petty	Worth
Colahan	Johnson	Philpot	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase the two toll-bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Kshinka	Simon
Alberger	Deane	Landfield	Sloan
Alvord	Dickson	Lincoln	H. Smith
Badger	Eastman	Lockwood	Snyder
Bassett	Farrar	Manley	Speaker
Batcheller	Fish	McGroarty	C. S. Spencer
Beecher	Footo	McQueen	Stacy
Bennett	Goss	Melvin	Sunderlin
Berri	Gregory	Morey	Thorp
Biglin	Gurnee	Murray	Townsend
Blessing	Hammond	Nice	Vedder
Blumenthal	Hanrahan	Parry	Waehner
Bostwick	Hardy	Persons	Wagstaff
Braman	Healey	Petty	Weed
Brewer	Hiller	Phillips	West
Brown	Hoag	Philpot	Whalen
Bulkley	Holden	S. G. Pope	Wight
Burritt	Houghton	Prince	Winfield
Carpenter	Hussey	Sanford	C. B. Wood
Chadwick	Jones	Scherman	P. Woods
Colahan	Knapp	Sherwood	Worth
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to re-district the town of Watervliet for the election of town officers and to provide inspectors of such elections," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 08 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Carpenter	Jones	S. G. Pope
Alberger	Chadwick	Kshinka	Ryan
Alvord	Comstock	Lincoln	Sanford

Badger	Daly	Lynde	Scherman
Barrow	Davis	Manley	Simon
Beecher	Deane	McAfee	Sloan
Bennett	Eastman	McGroarty	Speaker
Berri	Farrar	Melvin	C. S. Spencer
Biglin	Foote	Morey	Stacy
Blessing	Goss	Murray	Sullivan
Bordwell	Gregory	Nice	Taylor
Bostwick	Gurnee	O'Callaghan	Thorp
Braman	Hammond	Parry	Vedder
Brewer	Hardy	Patten	Waehner
Brown	Holden	Petty	West
Bulkley	Houghton	Phillips	Wight
Burritt	Hussey	Philpot	Worth

Mr. Alvord moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building, known as the 'Genesee' school building, and also for furnishing the same and the 'Madison Park' school building," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Scherman
Alberger	Davis	Manley	Shattuck
Alvord	Deane	McAfee	Sherwood
Badger	Denniston	McGroarty	Simon
Beecher	Eastman	Melvin	Sloan
Berri	Farrar	E. Miller	Speaker
Blumenthal	Fish	W. Miller	C. S. Spencer
Bordwell	Foote	Morey	Stacy
Bostwick	Goss	Murray	Taylor
Braman	Hammond	Oakley	Thorp
Brewer	Hanrahan	O'Callaghan	Vedder
Brown	Hardy	Parry	Waehner
Burritt	Holden	Petty	West
Coffey	Houghton	Phillips	Whitbeck
Carpenter	Hussey	Philpot	Wight
Chadwick	Jones	S. G. Pope	C. B. Wood
Colahan	Kirk	Prince	P. Woods
Comstock	Kahinka	Sanford	Worth
Coughlin			

Mr. Taylor moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill entitled "An act to fix the time for transacting the business of the town at the annual town meeting for election of town officers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Colahan	Knapp	Shattuck
Alberger	Comstock	Landfield	Sherwood
Alvord	Coughlin	McAfee	Simon
Badger	Davis	McQueen	Sloan
Bassett	Deane	E. Miller	Speaker
Beecher	Dickson	W. Miller	C. S. Spencer
Bennett	Eastman	Morey	Stacy
Biglin	Farrar	Murray	Stover
Bordwell	Fish	Nice	Sunderlin
Bostwick	Foot	O'Callaghan	Thorp
Braman	Hardy	Parry	Vedder
Brewer	Hiller	Persons	Wagstaff
Brown	Hoag	Phillips	West
Bulkley	Holden	Philpot	Wight
Burritt	Houghton	S. G. Pope	Winfield
Carpenter	Johnson	Prince	C. B. Wood
Chadwick	Jones	Scherman	P. Woods
Cleary	Kirk	Schifferdecker	Worth

Those who voted in the negative, were

Hammond Kshinka

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Prince moved to lay the pending order of business upon the table, for the purpose of taking up the regular order of business.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate bill entitled "An act to amend chapter 74 of the Laws of 1870, in reference to the records of surrogates' courts," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Jones	Scherman
Alberger	Daly	Kshinka	Schifferdecker
Alvord	Davis	Landfield	Sherwood

Badger	Deane	Lincoln	Simon
Barrow	Denniston	Lockwood	Sloan
Beecher	Dickson	Manley	H. Smith
Bennett	Donahue	McAfee	Snyder
Berri	Eastman	McGroarty	Speaker
Biglin	Farrar	McQueen	C. S. Spencer
Blumenthal	Foote	Melvin	Sunderlin
Bordwell	Goss	W. Miller	Taylor
Bostwick	Gurnee	Murray	Thorp
Braman	Hammond	Nice	Townsend
Brewer	Hanrahan	O'Callaghan	Vedder
Brown	Hardy	Parry	Wagstaff
Bulkley	Hayes	Persons	West
Burritt	Healey	Petty	Whalen
Carpenter	Hiller	Phillips	Wight
Chadwick	Holden	Philpot	Winfield
Cleary	Houghton	S. G. Pope	C. B. Wood
Colahan	Hussey	Prince	P. Woods
Comstock	Johnson	Sanford	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Citizens' Savings Bank of Hornellsville," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lockwood	Sanford
Alberger	Daly	Lynde	Scherman
Alvord	Deane	Manley	Schifferdecker
Badger	Dickson	McGroarty	Sherwood
Bassett	Eastman	McQueen	Simon
Beecher	Farrar	Melvin	Sloan
Bennett	Foote	W. Miller	H. Smith
Berri	Goss	B. Miller	Snyder
Biglin	Gurnee	Morey	Speaker
Bordwell	Hardy	Murray	C. S. Spencer
Bostwick	Hoag	Nice	Stacy
Braman	Holden	O'Callaghan	Stover
Brewer	Houghton	Parry	Sunderlin
Brown	Hussey	Patten	Thorp
Bulkley	Johnson	Persons	Vedder
Burritt	Kirk	Petty	Wagstaff
Carpenter	Knapp	Philpot	West
Chadwick	Kshinka	S. G. Pope	Wight
Clark	Landfield	Prince	C. B. Wood
Colahan	Lincoln	Quinn	Worth
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the further protection of the Solar Salt fields, situated on lands of the State, at the head of Onodaga lake," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	E. Miller	Sloan
Alberger	Eastman	W. Miller	Speaker
Alvord	Ely	Morey	C. S. Spencer
Badger	Farrar	Murray	Stacy
Beecher	Fish	Nice	Stephens
Bennett	Foote	Oakley	Stover
Berri	Gregory	Parry	Sullivan
Biglin	Gurneo	Patten	Tewksbury
Bordwell	Hardy	Persons	Thorp
Bostwick	Hiller	Petty	Vedder
Braman	Hoag	Phillips	Wahner
Brewer	Holden	Philpot	Weed
Brown	Houghton	S. G. Pope	West
Bulkley	Hussey	Prince	Whitbeck
Carpenter	Jones	Quinn	Wight
Chadwick	Kshinka	Sanford	Winfield
Clark	Landfield	Schifferdecker	C. B. Wood
Colahan	Manley	Sherwood	P. Woods
Daly	McGroarty	Simon	Worth
Davis	Melvin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Braman moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to re-district the town of Watervliet for the election of town officers and to provide inspectors of such election" was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Leake	Schifferdecker
Alberger	Davis	Lincoln	Sherwood
Alvord	Deane	Mackin	Sloan
Badger	Eastman	Manley	H. Smith

Bassett	Ely	McAfee	Snyder
Batcheller	Farrar	McGroarty	Speaker
Beecher	Fish	McQueen	C. S. Spencer
Bennett	Foote	Melvin	Stacy
Berri	Gurnee	W. Miller	Stover
Biglin	Hammond	Morey	Sunderlin
Bordwell	Hanrahan	Nice	Vedder
Braman	Hardy	O'Callaghan	Wahner
Brewer	Hiller	Parry	Wagstaff
Brown	Holden	Persons	Weed
Bulkley	Houghton	Petty	West
Burritt	Hussey	Phillips	Witbeck
Carpenter	Johnson	Philpot	Wight
Chadwick	Kirk	S. G. Pope	Winfield
Colahan	Knapp	Prince	C. B. Wood
Comstock	Kshinka	Sanford	P. Woods
Coughlin	Landfield	Scherman	Worth

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lynde	Scherman
Alberger	Davis	Manley	Schifferdecker
Alvord	Deane	McAfee	Sherwood
Badger	Denniston	McGroarty	Simon
Beebe	Donahue	McQueen	Sloan
Bennett	Eastman	Melvin	H. Smith
Berri	Ely	W. Miller	C. S. Spencer
Biglin	Farrar	Morey	Stacy
Bordwell	Fish	Murray	Stephens
Bostwick	Foote	Nice	Stover
Braman	Gregory	Oakley	Tewksbury
Brewer	Hardy	O'Callaghan	Thorpe
Brown	Hiller	Parry	Townsend
Bulkley	Holden	Persons	Wahner
Burritt	Houghton	Petty	Weed
Carpenter	Hussey	Phillips	West
Chadwick	Jones	Philpot	Wight
Cleary	Kirk	S. G. Pope	C. B. Wood
Colahan	Kshinka	Prince	P. Woods
Comstock	Landfield	Ryan	Worth
Coughlin	Lincoln	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Indefinite leave of absence was granted to Mr. Barrow.

Mr. Eastman moved that the pending order of business be laid upon the table for the purpose of taking up the order of business "introduction of bills" and "reports of standing committees."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Taylor moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building, known as the 'Genesee' school building, and also for furnishing the same and the 'Madison Park' school building" was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kahinka	Schifferdecker
Alberger	Daly	Landfield	Sherwood
Alvord	Deane	Lincoln	Sloan
Badger	Denniston	Lynde	H. Smith
Bassett	Eastman	Manley	Snyder
Beebe	Farrar	McAfee	Speaker
Beecher	Fish	McGroarty	C. S. Spencer
Bennett	Foote	McQueen	Stacy
Berri	Goss	Melvin	Stover
Biglin	Gregory	E. Miller	Sunderlin
Blumenthal	Gurnee	W. Miller	Thorp
Bordwell	Hammond	Murray	Townsend
Bostwick	Hardy	Nice	Vedder
Braman	Hayes	O'Callaghan	Waehner
Brewer	Healey	Parry	Weed
Brown	Hoag	Patten	West
Bulkley	Holden	Persons	Witbeck
Burritt	Houghton	Petty	Wight
Carpenter	Hussey	Philpot	Winfield
Chadwick	Johnson	S. G. Pope	C. B. Wood.
Clark	Jones	Prince	P. Woods
Colahan	Kirk	Sanford	Worth
Comstock	Knapp	Scherman	

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Law	Sherwood
Alberger	Coughlin	Leake	Simon
Alvord	Davis	Manley	Sloan

Badger	Deane	McAfee	Speaker
Barrow	Dickson	McGroarty	C. S. Spencer
Beebe	Eastman	W. Miller	Stacy
Beecher	Farrar	Morey	Stephens
Bennett	Fish	Murray	Stover
Berri	Foote	Nice	Sullivan
Biglin	Goss	Oakley	Taylor
Blessing	Gurnee	O'Callaghan	Thorp
Blumenthal	Hammond	Parry	Townsend
Bordwell	Hardy	Patten	Vedder
Bostwick	Hiller	Persons	Wachner
Branan	Hoag	Petty	Wagstaff
Brewer	Holden	Phillips	Weed
Brown	Houghton	Philpot	West
Bulkley	Hussey	S. G. Pope	Whalen
Burritt	Johnson	Prince	Wight
Carpenter	Jones	Ryan	Winfield
Chadwick	Kirk	Sanford	P. Woods
Cleary	Kshinka	Scherman	Worth
Colahan	Landfield	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Prince moved to lay the pending order of business upon the table for the purpose of taking up the order of business "introduction of bills" and "reports of standing committees."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Bordwell introduced a bill entitled "An act to supply the village of Niagara Falls with water," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

Mr. Eastman introduced a bill entitled "An act to provide the city and county of New York with rapid transit for passengers, freight and postal service," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Cleary introduced a bill entitled "An act to incorporate the Missionary Society of Saint Joseph, in the city of Troy, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. S. G. Pope introduced a bill entitled "An act to authorize the board of education of the city of Ogdensburg to borrow money for school purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Ely introduced a bill entitled "An act to provide for the election of railroad commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Woods introduced a bill entitled "An act to authorize the Avenue C Railroad Company, in the city of New York to extend their tracks and operate the same," which was read the first time, and by unanimous

consent was also read the second time, and referred to the committee on railroads.

Mr. Colahan introduced a bill entitled "An act in relation to the Brooklyn Trust Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. McGroarty introduced a bill entitled "An act in relation to certain assessments for sewers in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Scherman introduced a bill entitled "An act to prevent the traffic in Italian and other children," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Simon introduced a bill entitled "An act to provide for the maintenance of certain criminals in the penitentiary at Syracuse," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. McAfee introduced a bill entitled "An act to amend an act entitled 'An act concerning notaries public in the counties of Kings, Queens, Richmond and Rockland, and in the city and county of New York, and authorizing them to exercise the functions of their office therein,' passed June 18, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Deane introduced a bill entitled "An act changing the name of the 'Beach Pneumatic Transit Company,' to the 'Broadway Underground Railway Company,' and extending its powers, and authorizing the city of New York to guarantee interests on bonds to aid in the construction of said railway," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Colahan introduced a bill entitled "An act to amend an act entitled 'An act in relation to the keeping open of certain public offices in the county of Kings, passed June 28, 1873,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act to amend chapter 251 of the Laws of 1861, conferring legal powers upon the Chamber of Commerce of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. McQueen introduced a bill entitled "An act to authorize the town of Glenville, Schenectady county, to purchase Freeman bridge," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Patten introduced a bill entitled "An act to incorporate 'The New York Board of Fire Insurance Brokers,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Wight introduced a bill entitled "An act to amend chapter 308 of the Laws of 1857, entitled 'An act relative to the foreclosure of mortgage by advertisement,' passed April 9, 1857," which was read the first

time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Badger introduced a bill entitled "An act to amend an act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors, passed April 16, 1857, and to repeal chapter 820 of the Laws of 1873,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the police court of the sixth police district of the city of New York," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act in relation to the police court and police justice of the sixth police district of the city of New York," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to regulate the commission of real estate brokers and real estate agents in the sale of land," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to compel persons using copartnership names to record the names of the individual members thereof, with their places of residence," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act relating to the taking of testimony by stenographers, and the subscribing and filing of the same in the surrogate's court of the county of Kings," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter 767 of the Laws of 1872, entitled 'An act to establish the compensation of county judges and surrogates, pursuant to the fifteenth section of the amended sixth article of the Constitution,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to confirm the official acts of John Meredith Read, Jr., a commissioner of deeds, for the State of New York, at Paris, in the Republic of France," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act authorizing county courts and courts of sessions to summon additional petit jurors the same as circuit courts and courts of oyer and terminer," reported in favor of the passage of the same, with amendments, and amended the title so as to read "An act authorizing county courts and courts of sessions to summon additional petit jurors the same as circuit courts and courts of oyer and terminer," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to exempt the county of Erie from the provisions of chapter 833 of the Laws of 1873, entitled 'An act to regulate the fees of coroners, and to provide for the appointment and compensation of post-mortem examiners in said county,'" reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act authorizing the surrogate of Albany county to appoint Margaret Todd administratrix, with the will annexed, etc., of the goods, chattels and credits of William Todd, late of the city of Albany, deceased," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in regard to the employment and compensation of clerks to surrogates' courts, in counties in which the population exceeds twenty thousand, and the duties of the office of county judge and surrogate are performed by the same person," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to petit juries for the county courts and court of sessions in the county of Oneida," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to incorporate the Twilight Association of the city of New York," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter 335 of Session Laws of the year 1873," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870," reported adversely thereto.

On motion of Mr. Beebe said report was laid upon the table.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to lands devised by Harmanus Peck, deceased," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was recommitted the bill entitled "An act to provide for the location and erection of a new city prison, and a place for holding certain courts in the city of New York, being chapter 335, Laws of 1873," retaining its place on general orders, reported in favor of the passage of the same, which report was agreed to, and said bill replaced on the calendar of general orders.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act for the relief of the Home for Fallen and Friendless Girls in the city of New York," reported adversely thereto, which report was agreed to.

Leave of absence was granted to Mr. Badger until Tuesday morning.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to amend 'An act to establish communication between Richmond county and New Jersey, incorporating the Tubular Transit Company of Staten Island,' passed January 9, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Morey, from the committee on railroads, to which was referred the bill entitled "An act to regulate the fare on the Gloversville and Kingsboro Street railroad, and the weight of rails to be used thereon," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Chadwick, from the committee on railroads, to which was referred the bill entitled "An act granting certain rights and privileges to the Gloversville and Northville Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wight from the committee on insurance, to which was referred the bill entitled "An act to continue and extend the charter of the Suffolk County Mutual Insurance Company," reported adversely thereto, which report was agreed to.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal part of chapter 495, relating to the building of a new bridge over Chambers' creek, and "making the present toll-bridge over Murderer's creek, in the town of New Windsor (in Orange county), free," passed May 5, 1863, and for other purposes, reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the election of town auditors, and to prescribe their powers and duties," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to authorize the election of town auditors in the several towns of the county of Westchester, and to prescribe their powers and duties," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act for the preservation of fish in waters lying within or bordering on the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,' passed May 11, 1869," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' passed April 22, 1862," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,' passed May 1, 1873," reported adversely thereto, which report was agreed to.

Mr. Lynde, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to amend section 1 of chapter 381 of Laws of 1873, entitled 'An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,' passed May 1, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Denniston, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to amend the charter of the Sunday School Union of the Methodist Episcopal Church," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on rules, reported the following proposed amendments to the rules:

Amend rule second, subdivision seven, line three, by striking out the word "twenty," and inserting in its place the words "twenty-three," so that the subdivision shall read as follows:

"He shall designate the persons who shall act as reporters for the public press, not exceeding twenty-three in number," etc.

Amend rule fifty by adding at the end thereof the following: "The adjournment, however, from Friday to Monday shall prevail, unless it receive the affirmative votes of two-thirds of all the members elected to the House."

Mr. Speaker put the question whether the House would agree to the report of the committee on amendment of rule fifty, and it was determined in the negative.

{ AYES 27 }
{ NOES 51 }

Those who voted in the affirmative, were

Alberger	Gregory	Lynde	Sanford
Alvord	Hammond	Melvin	Shattuck
Bordwell	Hiller	Morey	Sherwood
Braman	Holden	Nice	H. Smith
Dickson	Hussey	Parry	Speaker
Fish	Lincoln	S. G. Pope	Stacy
Goss	Lockwood	Prince	

Those who voted in the negative, were

Bassett	Daly	Mackin	C. S. Spencer
Beebe	Davis	Manley	G. W. Spencer
Bennett	Deane	McAfee	Stephens
Biglin	Denniston	E. Miller	Sunderlin
Blumenthal	Ely	W. Miller	Taylor
Brewer	Farrar	O'Callaghan	Thorpe
Brown	Hanrahan	Petty	Townsend

Bulkley	Hardy	Philpot	Waehner
Carpenter	Hoag	Quinn	Wight
Chadwick	Houghton	Scherman	Winfield
Colahan	Johnson	Schifferdecker	C. B. Wood
Comstock	Kahinka	Simon	P. Woods
Coughlin	Law	Sloan	

Mr. Lincoln moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to the adoption of the report of the committee as to amendment to rule second, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 6 }

Those who voted in the affirmative, were

Alberger	Eastman	E. Miller	Simon
Alvord	Farrar	W. Miller	Sloan
Bassett	Goss	Morey	Snyder
Beebe	Hardy	Nice	Speaker
Beecher	Hiller	O'Callaghan	C. S. Spencer
Bennett	Hoag	Parry	G. W. Spencer
Berri	Holden	Petty	Stacy
Biglin	Houghton	Philpot	Stephens
Blumenthal	Johnson	G. Pope	Sullivan
Braman	Kahinka	S. G. Pope	Taylor
Carpenter	Law	Prince	Thorp
Colahan	Lincoln	Quinn	Townsend
Comstock	Lynde	Sanford	Wight
Daly	Mackin	Scherman	Winfield
Deane	McAfee	Schifferdecker	C. B. Wood
Denniston	Melvin	Sherwood	P. Woods
Dickson			

Those who voted in the negative, were

Brown	Chadwick	Gregory	Hammond
Bulkley	Davis		

On motion of Mr. Alberger, at 2 o'clock and 25 minutes, the House adjourned.

THURSDAY, FEBRUARY 5, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. James.

On motion of Mr. Prince, and by unanimous consent, the further reading of the journal of yesterday was dispensed with, and the same was approved.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows :

"An act relating to the publication of notices of election," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to empower the judges of the superior court of Buffalo to employ a stenographer," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864, so far as relates to the school commissioner districts in and for the county of Steuben," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

"An act to amend an act entitled 'An act to continue in force and amend chapter 138 of the Laws of 1852, entitled 'An act to incorporate the firemen of the city of Utica as a benevolent association,' passed April 10, 1873,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to authorize the district attorney of Livingston county to discharge the duties of surrogate of said county during the inability of the county judge and surrogate thereof, on account of sickness," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole upon the bills entitled as follows :

"An act to dissolve the Narrowsburgh Home Association."

"An act relative to the salary of the recorder of the city of Utica."

"An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds."

And after some time spent therein, Mr. Speaker resumed the chair, and

Mr. Hammond, from said committee, reported in favor of the passage of said first mentioned bill.

The question being on agreeing to said report,

Mr. Prince moved to amend the report of the committee by striking out the first section of said bill, the said motion having been made in committee of the whole.

Mr. Alberger moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

{ AYES 34 }
{ NOES 66 }

Those who voted in the affirmative, were

Allen	Burritt	Lynde	Sanford
Bassett	Carpenter	McAfee	Scherman
Batcheller	Fish	Melvin	Shattuck
Beecher	Goss	Parry	Sherwood
Berri	Hardy	Petty	C. S. Spencer
Bordwell	Hussey	Phillips	Stacy
Brewer	Law	S. G. Pope	Vedder
Brown	Lincoln	Prince	Wight
Bulkley			

Those who voted in the negative, were

Abeel	Deane	Houghton	Schifferdecker
Alberger	Denniston	Johnson	Simon
Alvord	Dickson	Kirk	Sloan
Beebe	Donahue	Kshinka	Snyder
Bennett	Eastman	Lawrence	G. W. Spencer
Blessing	Ely	Mackin	Stover
Bostwick	Foote	McGroarty	Sullivan
Braman	Gregory	E. Miller	Taylor
Coffey	Griffin	W. Miller	Tewksbury
Cauldwell	Gurnee	Morey	Thorp
Chadwick	Hammond	Murray	Waehner
Cleary	Hanrahan	Oakley	Wagstaff
Colahan	Hayes	O'Callaghan	Weed
Comstock	Healey	Patten	Witbeck
Coughlin	Herrick	Philpot	Winfield
Daly	Hoag	G. Pope	C. B. Wood
Davis	Holden		

Mr. Speaker then put the question whether the House would agree to the report of the committee of the whole, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Hammond, from said committee, also reported in favor of the passage of said second mentioned bill, which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Hammond, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to compel persons using copartnership names to record the names of the individual members thereof, with their places of residence."

"An act to amend chapter 121 of Laws of 1867, entitled 'An act authorizing the assessment of highway labor upon the Jeffersonville and Monticello turnpike road,' passed March 23, 1867."

"An act in relation to the police court and police justice of the sixth police district of the city of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Landfield, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Landfield, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to provide an armory in the city of Albany for the use of the Tenth regiment of the National Guard of the State of New York," which was read the first time, and by unanimous consent was also read the second time.

Mr. Kshinka moved that said bill be referred to the first committee of the whole, not full.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to provide an armory in the city of Albany for the use of the Tenth regiment of the National Guard of the State of New York."

"An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York,' being chapter 535 of the Laws of 1873."

"An act to amend chapter 767 of the Laws of 1872, entitled 'An act to establish the compensation of county judges and surrogates, pursuant to the fifteenth section of the amended sixth article of the Constitution.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Mackin, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Mackin, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act granting certain rights and privileges to the Gloversville and Northville Railroad Company."

Senate, "An act to amend an act entitled 'An act to establish communication between Richmond county and New Jersey, incorporating the Tubular Transit Company of Staten Island,' passed June 9, 1873."

"An act to regulate the fare upon the Gloversville and Kingsboro Street railroad, and the weight of rails to be used thereon."

And after some time spent therein, Mr. Speaker resumed the chair, and

Mr. Sloan, from said committee, reported in favor of the passage of said first and third mentioned bills, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Sloan, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act entitled an act to amend section 1 of chapter 381 of Laws of 1873, entitled 'An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,' passed May 1, 1873."

"An act to authorize the election of town auditors in the several towns of the county of Westchester, and to prescribe their powers and duties."

"An act to repeal part of chapter 495, relating to the building of a new bridge over Chambers' creek, and making the present toll bridge over Murderer's creek, in the town of New Windsor, in Orange county, free, passed May 5, 1863, and for other purposes."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. W. Miller, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. W. Miller, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to confirm the official acts of John Meredith Read, Jr., a commissioner of deeds, for the State of New York, at Paris, in the Republic of France."

"An act to amend an act entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' passed April 22, 1862."

"An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Fish, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Fish, from said committee, also reported in favor of the passage of said second mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Fish, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

Mr. Lincoln moved to lay said orders of business upon the table for the purpose of taking up the order of business "introduction of bills" and "reports of standing committees."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Kshinka introduced a bill entitled "An act to legalize and confirm all laws, ordinances and resolutions heretofore passed by the common

council of the city of Albany, and approved by the mayor thereof, directing or authorizing the construction or building of any drain or sewer, together with the contracts made or entered into thereunder by said common council or the board of contract and apportionment of said city, to provide for the taking and acquiring of real estate and appurtenances for the purpose of constructing, building or maintaining any drain or sewer built, or to be built or constructed, assessing the damages and recompense of the owner or owners thereof, and for the apportionment and assessment of such damages and recompense and the expense of building and constructing such drain or sewer, with the incidental expense attending the same, and for the enforcing and collecting of such apportionments and assessments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Schifferdecker introduced a bill entitled "An act to authorize the Eighth Avenue Railroad Company of the city of New York to extend their tracks through Forty-second street, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Alberger introduced a bill entitled "An act in relation to the rate of interest upon money, and providing penalties for reserving or receiving unlawful interest," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to exempt bonds and mortgages on real estate from taxation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act for the relief of George Orr," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

Mr. Foote introduced a bill entitled "An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Melvin introduced a bill entitled "An act to amend an act passed April 27, 1872, entitled 'An act to amend chapter 657 of the Laws of 1871, entitled 'An act to amend the act passed February 17, 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mechanical or chemical purposes,' passed April 20, 1871,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Berri introduced a bill entitled "An act to amend the charter of the New York Plate Glass Insurance Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Burritt introduced a bill entitled "An act to amend an act entitled 'An act to authorize the business of banking,' passed April 18, 1838," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Blessing introduced a bill entitled "An act relating to appeals in actions in which the mayor, aldermen and commonalty of the city of New York are parties," which was read the first time, and by unani-

mous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Scherman introduced a bill entitled "An act to amend chapter 934 of the Laws of 1871, entitled 'An act in reference to apprentices and employees,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Deane introduced a bill entitled "An act respecting certain process," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize the transportation of passengers in the city of New York, by means of street railways from Fulton ferry, foot of Fulton street, to Pavonia ferry, foot of Chambers street, to be constructed through certain streets in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. O'Callaghan introduced a bill entitled "An act relative to sales of real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Daly introduced a bill entitled "An act to authorize the mayor, aldermen and commonalty of the city of New York to construct and operate a quick transit railway in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to enable the city of New York to supply the city with gas," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Blumenthal introduced a bill entitled "An act to create a State board of health, for the protection of life and health and to prevent the spread of disease in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. C. S. Spencer introduced a bill entitled "An act to re-imburse and relieve the rector, churchwardens and vestrymen of the church of the Resurrection in the city, county and State of New York, in respect to certain assessments upon real estate formerly owned by them in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Bulkley introduced a bill entitled "An act for the relief of George Howard," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

Mr. Oakley introduced a bill entitled "An act supplementary to an act entitled 'An act to provide for the improvement of a certain highway in the town of Newtown, Queens county, and the city of Brooklyn, Kings county, and for the payment of property taken for such improvement,' passed May 17, 1872, and the act amendatory thereof, passed May 6, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act in relation to the village of Hempstead, in the county of Queens," which was read the first time, and by unani-

mous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. S. G. Pope introduced a bill entitled "An act to consolidate and amend the several acts relating to schools and academies in the city of Ogdensburg, passed April 13, 1857, February 19, 1866, April 17, 1868, April 27, 1869, March 27, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Sanford introduced a bill entitled "An act to amend the charter of the village of Potsdam," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Landfield introduced a bill entitled "An act for the relief of the Owego Library Association," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, the bill entitled "An act to amend an act entitled 'An act relating to the preservation of speckled brook trout within the counties of Tioga and Tompkins, State of New York,' passed June 12, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Davis introduced a bill entitled "An act for the relief of Amariah Holbrook," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Cauldwell introduced a bill entitled "An act to amend an act entitled 'An act in relation to the city court of Yonkers,' passed March 8, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act in relation to the compensation for the consumption of gas and lighting and maintaining street lamps in such portion of the Twenty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Beecher introduced a bill entitled "An act to authorize a tax for fire purposes in the village of Greene, Chenango county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Comstock introduced a bill entitled "An act relating to willful neglect of duty and violations of law by town or city officers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act imposing a tax and making appropriations for the support of government, and for other purposes," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to provide for the support of government and for other purposes;" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stover moved to reconsider the vote by which the adverse report of the committee on the judiciary was agreed to on the bill entitled "An act in regard to the employment and compensation of clerks to surrogates' courts in counties in which the population exceeds twenty thou-

sand, and the duties of the office of county judge and surrogate are performed by the same person."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Stover then moved to recommit said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so recommitted.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford,'" reported in favor of the passage of the same, with the title amended so as to read "An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford, being chapter 83 of the Laws of 1859;'" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to prevent the failure of circuit courts of oyer and terminer and special terms of the supreme court," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Cotton and Produce Exchange Clearing House Association of the city of New York,' passed June 28, 1873," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for recording indictments," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to empower the judges of the superior court of Buffalo to employ a stenographer," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger, from the committee on canals, to which was referred the Senate bill entitled "An act to provide for the completion of the rebuilding of stone of the combined wooden locks at Cohoes, Champlain canal," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Alberger, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Denniston	Lincoln	Schifferdecker
Allen	Fish	Lynde	Shattuck
Alvord	Foote	Mackin	Simon

Beebe	Goss	McAfee	Sloan
Berri	Gregory	McGroarty	J. W. Smith
Biglin	Griffin	Melvin	Snyder
Blessing	Gurnee	E. Miller	Speaker
Bostwick	Hammond	W. Miller	C. S. Spencer
Braman	Hanrahan	Morey	Stephens
Brewer	Hardy	Nice	Stover
Brown	Healey	Oakley	Taylor
Burritt	Hiller	Parry	Tewksbury
Coffey	Hoag	Patten	Thorp
Carpenter	Holden	Petty	Townsend
Clark	Houghton	Philpot	Vedder
Cleary	Johnson	S. G. Pope	Wagstaff
Comstock	Jones	Prince	Weed
Coughlin	Kirk	Sanford	Witbeck
Daly	Kshinka	Scherman	Wight
Davis	Landfield		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Wagstaff moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Biglin, from the committee on commerce and navigation, to which was recommitted the bill entitled "An act to provide for the construction and maintenance of four additional public baths in the city of New York," retaining its place on the calendar of third reading of bills, reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. Petty moved to reconsider the vote by which the adverse report of the committee on insurance on the bill entitled "An act to continue and extend the charter of the Suffolk County Mutual Insurance Company" was agreed to.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Petty moved to refer said bill to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so referred.

Mr. Mackin from the committee on affairs of villages, to which was referred the bill entitled "An act in regard to publishing the accounts of incorporated villages in this State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Dickson, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866, as said act was amended by an act passed April 25, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to encourage and promote education in Union Free School District No. 5, in the town of Rhinebeck," reported adversely thereto, which report was agreed to.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to incorporate the Cold Spring Library Association," reported adversely thereto, for the reason that it can be incorporated under the general law, which report was agreed to.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act in relation to the United States Deposit Fund," reported adversely thereto.

Mr. Hammond moved to disagree with said report, and refer said bill to committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act supplementary to chapter 76 of the Laws of 1873, entitled 'An act to define and establish the boundaries of school district No. 5 of the town of Flushing, Queens county, to provide for the purchase of a new school-house site, and erection of a new school-house thereon, and for the sale of the present school-house and site in said school district,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on rules, reported the following amendments:

Amend rule third so that the order of business shall be as follows:

1. Introduction of bills by counties, in alphabetical order.
2. Reports of standing committees, in the order in which said committees are enumerated in rule fifteen.
3. The presentation of petitions by counties, in alphabetical order.
4. Motions and resolutions to be called by counties, commencing with the county last in alphabetical order.
5. Resolutions to refer bills provided for by rule forty, to the sub-committee of the whole.
6. Reports of select committees.
7. Third reading of bills.
8. Unfinished business of the general orders.
9. Special orders of the day.
10. General orders of the day.

Messages from the Governor, communications from State officers, messages from the Senate, and reports from the committee on engrossed bills, sub-committee of the whole, and public printing, may be received under any order of business.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the adoption of said rule, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Kirk	G. Pope
Allen	Daly	Kshinka	S. G. Pope
Alvord	Davis	Lincoln	Prince
Batcheller	Deane	Lockwood	Sanford

Beebe	Denniston	Lynde	Scherman
Beecher	Dickson	McAfee	Schifferdecker
Bennett	Farrar	McGroarty	Shattuck
Berri	Fish	Melvin	Simon
Biglin	Foots	E. Miller	Sloan
Blessing	Goss	W. Miller	Snyder
Blumenthal	Gurnee	Morey	Speaker
Braman	Hammond	Murray	C. S. Spencer
Brewer	Hanrahan	Oakley	G. W. Spencer
Brown	Hardy	O'Callaghan	Stover
Bulkley	Healey	Parry	Sullivan
Carpenter	Hoag	Patten	Taylor
Clark	Holden	Persons	Thorp
Cleary	Houghton	Petty	Wachner
Colahan	Hussey	Phillips	Winfield
Comstock	Jones	Philpot	C. B. Wood

By unanimous consent, Mr. C. S. Spencer offered for the consideration of the House a resolution, in the words following:

Resolved, That bill No. 37, entitled "An act to amend an act entitled 'An act relating to courts of record and other courts in the city and county of New York,' passed April 29, 1872," be recommitted to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Griffin moved that the House take a recess until seven and a half o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, Mr. Alberger offered for the consideration of the House a resolution, in the words following:

Resolved, That the State Engineer and Surveyor be and he is hereby directed to report to this House, at an early day as may be possible:

1st. If the Erie and Oswego canals have been so far completed as to be on surface of canal seventy feet in width and fifty-six feet wide on the bottom, and with seven feet depth of water, aside from localities where bench walls exist.

2d. If he shall find that there are places, aside from the reservation above made, in said canals which have not the dimensions above noted, then he shall state in detail the deficiencies existing, their locality, and give an estimate of the expenses of removing the same.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Healey, at 2 o'clock and 15 minutes, the House adjourned.

FRIDAY, FEBRUARY 6, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Berry.

The journal of yesterday was read and approved.

Mr. Mackin introduced a bill entitled "An act to amend an act in reference to apprentices and employees, passed May 27, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Stover introduced a bill entitled "An act to amend chapter 504 of the Laws of 1873, entitled 'An act in relation to a certain highway in the county of Hamilton, appropriating certain non-resident highway moneys thereto, and repealing acts heretofore passed in relation thereto, May 14, 1873,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Witbeck introduced a bill entitled "An act to provide for the building of an iron bridge over the tracks of the Boston and Albany Railroad, and the New York Central and Hudson River Railroad, in the village of Greenbush, Rensselaer county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. C. S. Spencer introduced a bill entitled "An act to provide for the continuance of certain suits or actions," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Blumenthal introduced a bill entitled "An act to incorporate the Salt Water Supply Company, of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Kirk introduced a bill entitled "An act for the improvement of North street and parts of the streets intersecting North street between Broadway and Chatham street, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend section 63, article 3, title 2, chapter 6, part 2 of the Revised Statutes, relating to the disability of a surrogate from acting in certain cases," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to dissolve the Narrowsburgh Home Association."

"An act relative to the salary of the recorder of the city of Utica."

"An act to amend chapter 121 of Laws of 1867, entitled 'An act authorizing the assessment of highway labor upon the Jeffersonville and Monticello turnpike road,' passed March 23, 1867."

"An act in relation to the police court and police justice of the sixth police district of the city of New York."

"An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York,' being chapter 535 of the Laws of 1873."

"An act to amend chapter 767 of the Laws of 1872, entitled 'An act to establish the compensation of county judges and surrogates, pursuant to the fifteenth section of the amended sixth article of the Constitution.'"

"An act to regulate the fare upon the Gloversville and Kingsboro street railroad, and the weight of rails to be used thereon."

"An act granting certain rights and privileges to the Gloversville and Northville Railroad Company."

"An act to authorize the election of town auditors in the several towns of the county of Westchester, and to prescribe their powers and duties."

"An act to repeal part of chapter 495, relating to the building of a new bridge over Chambers' creek, and making the present toll bridge over Murderer's creek, in the town of New Windsor, in Orange county, free, passed May 5, 1863, and for other purposes."

"An act to amend an act entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' passed April 22, 1862."

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for the safe keeping of papers and records in surrogate's office," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief of married women possessed of separate estate," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act relative to sales of real estate," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act relating to the publication of notices of election," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss presented a petition of citizens of the village of Fairport, asking amendment to their charter; which was read and referred to the committee on affairs of villages.

Mr. Prince presented a memorial of supervisors of Monroe county and others, in favor of female suffrage; which was read and referred to the committee on the judiciary.

Also, a petition for the exemption of women from taxation; which was read and referred to the committee on ways and means.

Mr. Alvord presented a petition of citizens of Syracuse, in favor of exempting bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Sanford presented a petition of citizens of county of St. Lawrence, for passage of an act prohibiting railroads charging more for freight a

short distance than a longer distance; which was read and referred to the committee on railroads.

Mr. Sloan presented a petition of citizens of Oswego, praying for the passage of an act exempting mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Holden presented a petition of citizens of Warren county, for repeal of law authorizing taxation of mortgages; which was read and referred to the committee on ways and means.

Mr. Scheriman presented a petition for rapid transit railroad in the city of New York; which was read and referred to the committee on railroads.

Mr. Hardy presented a petition of citizens of Weedsport, Cayuga county, for a law to prevent the recovery under any policy of insurance of a sum greater than three-fourths the damages sustained; which was read and referred to the committee on insurance.

Mr. Persons presented a petition of the First Presbyterian Church of Belleville, with a bill accompanying, relating to endowment fund; which was read and referred to the committee on charitable and religious societies.

Mr. W. Miller presented a petition of citizens of Herkimer county, for the passage of a bill limiting the liability of insurance companies; which was read and referred to the committee on insurance.

Mr. McGroarty presented a petition to exempt bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act to provide for the maintenance of certain convicts in the penitentiary at Syracuse," and that the same be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, Mr. Ely introduced a bill entitled "An act to authorize the Oneonta Manufacturing Company of Oneonta, Otsego county, N. Y., to issue preferred stock," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Davis offered for the consideration of the House a resolution, in the words following:

Resolved, That the State Engineer and Surveyor be and he is hereby requested to furnish this House, at his earliest convenience, the names of all the subordinate assistant engineers now in employment in his department, the service or work to which each is assigned, with the *per diem* pay for each respectively; also, the names of the laborers in the employment of the engineer department, where assigned to duty, and the pay of each per day respectively.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Davis offered for the consideration of the House a resolution, in the words following:

Whereas, The press of the city of New York has for some time past contained daily references to mismanagement and corrupt practices in the administration of the affairs of the police department of that city; and,

Whereas, Said charges so publicly preferred would seem to warrant a prompt investigation; therefore,

Resolved, That the standing committee on affairs of cities of this House, or a sub-committee thereof, are hereby directed to proceed to the city of New York and make a full investigation into the management of said police department, and report the result of said investigation to this House, with such recommendations as may seem to them proper; and that said committee or sub-committee have power to send for persons and papers.

Said resolutions giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Blumenthal called from the table the resolution previously offered by him, in the words following:

Whereas, The present system of street cleaning in the city of New York is believed by the people and the press of that city to be open to grave charges of mismanagement and extravagance, the streets being in a filthy and neglected condition, notwithstanding that over a million of dollars a year is appropriated to and used by that department for the purpose of keeping them clean; therefore,

Resolved, That the committee on cities be instructed to inquire into the matter herein set forth, and if, in their opinion, this work can be better and more economically done under the direction of the board of health of that city, that they report a bill to this House, which will place the work and duty of cleaning the streets under the charge and direction of the board of health, where, as a matter nearly and vitally affecting the sanitary interest of that body, it is thought by very many properly to belong.

Mr. C. S. Spencer moved to insert after the words "into the matter," the following: "of the cleaning of the public streets of the city of New York."

Strike out all of said resolution after the words "board of health," where they secondly occur, and insert in lieu thereof the words "of the city of New York."

Also, amend the preamble by inserting after the word "whereas," the words "that it is alleged." Also, strike out the words "is believed by the people and the press of that city to be," and insert in lieu thereof the word "is."

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolutions, as amended, and it was determined in the affirmative.

Mr. Deane offered for the consideration of the House a resolution, in the words following:

Resolved, That when the House adjourns to-day it adjourn to meet on Monday next at half-past seven o'clock, p. m.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 64 }
{ NOES 33 }

Those who voted in the affirmative, were

Abeel
Allen

Davis
Deane

Law
Lawrence

Scherman
Sloan

Beebe	Denniston	Mackin	Snyder
Beecher	Eastman	Manley	G. W. Spencer
Bennett	Ely	McAfee	Stover
Berri	Farrar	McGroarty	Taylor
Biglin	Griffin	Melvin	Wachner
Blessing	Hanrahan	E. Miller	Wagstaff
Blumenthal	Hardy	W. Miller	Weed
Bordwell	Hayes	Murray	West
Brewer	Healey	Oakley	Witbeck
Bulkley	Herrick	Patten	Wight
Carpenter	Hoag	Persons	Winfield
Chadwick	Holden	Petty	C. B. Wood
Colahan	Kirk	S. G. Pope	P. Woods
Daly	Kshinka	Quinn	Worth

Those who voted in the negative, were

Alberger	Foote	Lincoln	Sherwood
Alvord	Goss	Lockwood	Simon
Bassett	Gurnee	Lynde	H. Smith
Batcheller	Hammond	Morey	Speaker
Braman	Hiller	Parry	C. S. Spencer
Cleary	Houghton	Phillips	Stacy
Comstock	Hussey	Prince	Tewksbury
Dickson	Landfield	Sanford	Townsend
Fish			

Mr. Hammond offered for the consideration of the House a resolution, in the words following:

Resolved, That 1,000 extra copies of the report of the Comptroller, in relation to the accounts of county treasurers and the balance due from them, be printed for the use of this House.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Alberger called from the table the resolution previously offered by him, in the words following:

Whereas, His Excellency the Governor recommends in his annual message the appointment of a board of commissioners to represent this State and its industrial and other interests in the Centennial Exhibition, soon to be held in the city of Philadelphia; and,

Whereas, The managers of said exhibition advise that each State shall select a commission not exceeding five in number for the purpose of organizing the respective States and securing a suitable representation of the same in the exhibition; therefore, be it

Resolved (if the Senate concur), That the Governor be and he is hereby authorized to appoint five citizens to be commissioners, who shall represent the State of New York in all matters connected with or pertaining to the Centennial Exhibition; the said commission to receive no compensation for their services.

By unanimous consent, Mr. Alberger amended said resolution by adding at the end thereof the following: "In addition to the commissioners herein provided, the commissioner and alternate appointed by the President of the United States, for the State at large, shall be included as members of the commission herein created."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Braman offered for the consideration of the House a resolution, in the words following:

Whereas, The duties of the superintendent of the express department is such that he needs a messenger; therefore,

Resolved, That R. B. Vose be and he is hereby appointed messenger in the express department, at a compensation of three dollars per day.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Braman offered for the consideration of the House a resolution, in the words following:

Resolved, That the Comptroller be requested to send papers now in his possession relating to the claim of O. Andrews, and that the same be referred to the committee on ways and means of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to ratify and confirm the proceedings by and on behalf of tax payers of the town of Canton, in St. Lawrence county, for the appointment of commissioners to make and execute the bonds of said town, and invest them in the stock of the Adirondack Company, to aid said company in constructing a railroad, and to confirm the order of the county judge of said county appointing such commissioners," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act for the relief of the Plank-road Railroad Company, passed April 21, 1866, and amended April 25, 1871," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act providing for the payment to the Fifth regiment of the National Guard of the State of New York of the moneys due it from the State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to provide for the payment to the Seventy-first regiment of the National Guard of the State of New York of the moneys due them from the State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act providing for payment to the Ninth regiment of the National Guard of the State of New York of moneys due them from the State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to facilitate the construction of a railroad from Lake Champlain, at or near the village of Plattsburgh to the village of Malone, by the way of the Clinton State prison at Dannemora," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Alberger moved to reconsider the vote on the resolutions relative to the Centennial Exhibition, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

By unanimous consent,

Mr. Goss, from the committee on the affairs of villages, to which was referred the bill entitled "An act to supply the village of Niagara City with pure and wholesome water," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That the action of the House in agreeing to the adverse report of the committee on public education to the bill entitled "An act to incorporate the Cold Spring Library Association," be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Fish then moved that said bill be recommitted to the committee on public education.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the following appointment of reporters:

M. W. Van Auken, Auburn Advertiser; M. H. Northrup, Syracuse Courier; D. L. Wing, Flushing Times.

Mr. Speaker presented a communication from the Attorney-General in response to a resolution of the Assembly adopted January 22, relative to the insertion of the words "Black River canal," in the proposed amendment to article seven of the Constitution.

On motion of Mr. Alvord said communication was laid upon the table and ordered printed.

The bill entitled "An act to provide for the construction and maintenance of four additional public baths in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger
Alvord
Bassett

Deane
Denniston
Dickson

Kshinka
Landfield
Law

Schifferdecker
Shattuck
Sherwood

Beebe	Donahue	Lincoln	Snyder
Bennett	Eastman	Lockwood	Speaker
Berri	Farrar	Lynde	C. S. Spencer
Biglin	Fish	Mackin	Stacy
Blessing	Foote	Manley	Stephens
Bordwell	Goss	McAfee	Stover
Braman	Gregory	McGroarty	Sunderlin
Brewer	Hardy	McQueen	Townsend
Burritt	Hayes	Melvin	Vedder
Carpenter	Healey	W. Miller	Wagstaff
Cauldwell	Hiller	Oakley	Weed
Chadwick	Hoag	Parry	West
Cleary	Holden	Patten	Witbeck
Colahan	Houghton	Philpot	Wight
Comstock	Hussey	Quinn	C. B. Wood
Coughlin	Jones	Sanford	P. Woods
Davis	Kirk	Scherman	Worth

Those who voted in the negative, were

Blumenthal	Hammond	J. W. Smith	Wachner
Bulkley			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plank-roads and turnpikes,' passed May 8, 1873," being announced for a third reading,

On motion of Mr. Beecher, and by unanimous consent, said bill was amended by inserting after the word "Clinton" the word "Chenango."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Lincoln	Schifferdecker
Alvord	Davis	Lockwood	Shattuck
Bassett	Dickson	Lynde	Sherwood
Beebe	Farrar	Manley	Sloan
Beecher	Fish	McAfee	H. Smith
Bennett	Foote	McGroarty	J. W. Smith
Berri	Goss	McQueen	Speaker
Biglin	Gregory	W. Miller	C. S. Spencer
Blessing	Hardy	Morey	G. W. Spencer
Blumenthal	Healey	Murray	Stacy
Braman	Herrick	Oakley	Stephens
Brewer	Hoag	Parry	Thorp
Brown	Holden	Persons	Townsend
Bulkley	Houghton	Phillips	Vedder

Burritt	Hussey	Philpot	Wagstaff
Cauldwell	Jones	G. Pope	Weed
Chadwick	Kirk	Prince	Whalen
Clark	Kshinka	Sanford	Witbeck
Cleary	Landfield	Scherman	P. Woods
Comstock	Lawrence		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the formation of corporations to secure camp grounds and other property connected therewith for the use of the Methodist Episcopal Church," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Landfield	Sloan
Allen	Deane	Law	J. W. Smith
Alvord	Donahue	Lockwood	Speaker
Bassett	Ely	Lynde	C. S. Spencer
Beebe	Farrar	McAfee	G. W. Spencer
Beecher	Fish	McGroarty	Stacy
Bennett	Foote	McQueen	Stephens
Berri	Goss	W. Miller	Stover
Biglin	Gregory	Morey	Taylor
Blessing	Hammond	Oakley	Tewksbury
Bordwell	Hardy	Parry	Townsend
Braman	Hiller	Petty	Vedder
Brewer	Hoag	Phillips	Waehner
Bulkley	Holden	Prince	Wagstaff
Burritt	Houghton	Sanford	West
Carpenter	Hussey	Scherman	Witbeck
Chadwick	Jones	Schifferdecker	Wight
Clark	Kirk	Sherwood	P. Woods
Comstock	Kshinka	Simon	Worth
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Beebe in the chair.

Mr. Husted moved that the pending order of business be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to provide an armory in the city of Albany, county of Albany, for the use of the Tenth regiment of the National Guard of the State of New York."

"An act to incorporate the Brooklyn Elevated, Silent, Safety Railway Company, for the purposes of providing rapid transit through the city of Brooklyn, Kings county, to Wood Haven, in the town of Jamaica, in the county of Queens, and the State of New York, and to provide for constructing and operating a railway therefor."

"An act to compel persons using copartnership names to record the names of the individual members thereof, with the places of residence."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Foote, from said committee, reported in favor of the passage of said first mentioned bill.

The question being on agreeing to said report,

Mr. Braman moved to disagree with said report, and that said bill be referred to the committee on militia, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so referred.

Mr. Foote, from said committee, also reported in favor of the passage of said second mentioned bill, which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Foote, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to authorize the admission of attorneys and counselors at law of the supreme court of the United States to practice in the supreme court of the State of New York."

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to amend the charter of the village of Lansingburg."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, requesting concurrence in the passage of the bills entitled as follows:

"An act establishing a ferry from the farm of Clark P. Ives of the county of Essex across Lake Champlain," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to regulate the sale of poisons, and to repeal chapter 442 of Laws of 1860, and chapter 273 of Laws of 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

By unanimous consent, Mr. P. Woods introduced a bill entitled "An act to equalize in the city and county of New York assessments for taxation upon the capital stock of corporations therein taxable," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Batcheller moved to lay the order of business "general orders" upon the table, for the purpose of taking up the regular order.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Cauldwell presented a petition of the trustees and faculty of the New York Free Medical College of the city of New York; which was read and referred to the committee on ways and means.

On motion of Mr. Wight, at 1 o'clock and 20 minutes, the House adjourned.

MONDAY, FEBRUARY 9, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Morrow.

On motion of Mr. Bennett the reading of the journal of Friday, Feb. 6, was dispensed with.

Mr. Alvord introduced a bill entitled "An act for the improvement of the navigation of the Hudson river, and to make an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to regulate the passenger fare on the Syracuse Northern railroad," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to re-organize the Treasury Department of the State, and define the duties of its officials; also to provide for the examination and publication of the periodical accounts of the Treasurer," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Melvin introduced a bill entitled "An act in relation to proceedings in surrogates' courts, and to the powers and jurisdiction of surrogates," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Healey introduced a bill entitled "An act in relation to gas-light companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Houghton introduced a bill entitled "An act to regulate the compensation to be received by the members of the National Guard of the State of New York, in the counties of Steuben and Onondaga," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on militia.

Mr. Bennett introduced a bill entitled "An act to provide for the opening and improvement of a portion of Grand street, in the city of Brooklyn, and the extension of the same, and improvement of such extension in Queens county, and to provide for the payment therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Hammond introduced a bill entitled "An act in relation to the collection of taxes in the city and county of New York, and amending chapter 121 of the Laws of 1850, and amending chapter 312 of the Laws of 1859 in relation to the equalization of taxes among the several counties in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize the transfer of moneys held in trust to non-residents, guardians and others," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Colahan introduced a bill entitled "An act to amend section 8 of chapter 549 of the Laws of 1873, passed May 21, 1873, entitled 'An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Murray introduced a bill entitled "An act for the better regulation of pawnbrokers, dealers in old gold and silver or other jewelry, and keepers of intelligence offices within the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hayes introduced a bill entitled "An act to incorporate the Evangelical Lutheran Ministerium of the State of New York, and adjacent States and counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Snyder introduced a bill entitled "An act authorizing and empowering the board of directors of the village of Saugerties, in the county of Ulster, to assess, levy and collect the sum of four thousand six hundred dollars, for the purpose of liquidating and discharging the indebtedness of said village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Schifferdecker introduced a bill entitled "An act for the suppression of the sale of prize packages," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Goss introduced a bill entitled "An act to amend the charter of the village of Fairport, in the county of Monroe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act supplementary to and amendatory of an act in relation to a public park in the city of Albany, passed February 16, 1872, and the act in relation to the Washington Park of the city of Albany, passed March 11, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend the several acts in relation to the Industrial Exhibition Company, and to authorize the issuing of bonds for the purposes of its organization," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to secure effective vaccination in the city of New York, and the collection of pure vaccine lymph or virus," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Missionary Society of Saint Joseph, in the city of Troy, N. Y.," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Western New York Conference of the Methodist Episcopal Church," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act supplementary to an act entitled 'An act to provide for the incorporation of religious societies,' passed April 5, 1813, and the several acts amendatory thereof," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Messrs. Philpot, Alvord, Houghton and Fish presented petitions of citizens for pro rata freight and passenger bill; which were read and referred to the committee on railroads.

Mr. C. S. Spencer presented two petitions of citizens of the city of New York against the inhuman traffic in Italian children; which were read and referred to the committee on affairs of cities.

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Whereas, The representatives of the Oneida Nation of Indians claim that there is due to said nation divers sums of money for lands under the several treaties with said nation; now, therefore,

Resolved (if the Senate concur), That his Excellency the Governor be and he hereby is requested to appoint some suitable and proper person to act in connection with a person to be named by said Indians, to examine and report to his Excellency whether any and if so what sums equitably and justly due yet remain unpaid to said Indians from the people of this State.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

The order of business "third reading of bills" being announced,

Mr. Alvord moved that said order of business lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Burritt moved that the bill entitled "An act to further prescribe the duties and liabilities of the treasurer of Monroe county," be recommended to the committee on ways and means, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend the charter of the Sunday School Union of the Methodist Episcopal Church."

"An act to regulate the payment of the State tax into the State treasury."

"An act in relation to county treasurers."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hazelton, from said committee, reported that they had gone through with the first mentioned bill, and amended the title by adding thereto the words "and the acts amendatory thereof," and recommend its passage; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Hazleton, from said committee, also reported progress on said second and third mentioned bills, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to prevent the failure of circuit courts, courts of oyer and terminer, and special terms of the supreme court."

Senate, "An act to empower the judges of the superior court of Buffalo to employ a stenographer."

"An act to amend section 63, article 3, title 2, chapter 6, part 2 of the Revised Statutes, relating to the disability of a surrogate from acting in certain cases."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bulkley, from said committee, reported in favor of the passage of said first and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Bulkley, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Alvord then moved that said third mentioned bill be recommitted to the committee on the judiciary, retaining its place on third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act authorizing county courts and courts of sessions to summon additional petit jurors same as circuit courts and courts of oyer and terminer."

Senate, "An act relating to the publication of notices of election."

"An act providing for the payment to the Fifth regiment of the National Guard of the State of New York of the moneys due it from the State."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Griffin, from said committee, reported in favor of the passage of said first and third mentioned bills, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Griffin, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act supplementary to an act entitled 'An act to provide for the incorporation of religious societies,' passed April 5, 1813, and the several acts amendatory thereof."

"An act to provide for the payment to the Seventy-first Regiment of the National Guard of the State of New York of the moneys due them from the State."

"An act to provide for payment to the Ninth Regiment, National Guard of the State of New York, of moneys due them from the State."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Colahan, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Colahan, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. C. S. Spencer, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

Mr. Colahan, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave.

On motion of Mr. C. S. Spencer, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

Leave of absence was granted to Mr. Denniston until Thursday.

A message from the Senate was received and read, in the words following:

IN ASSEMBLY, *February 5, 1874.*

Pursuant to a concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor and provide for the payment thereof."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Woodin the same was recommitted to the committee on the judiciary, who reported back the same with the following amendments, reference being had to engrossed bill:

Section 1, line 7, strike out "three hundred and forty thousand" and insert in lieu thereof "three hundred and eighty-five thousand."

Same section, lines 23 and 24, strike out the words "except with the assent of two-thirds of all the members elected to the common council."

Section 2, line 35, after words "six cents," insert the following: "For the construction of sewer in Myrtle avenue and through Washington park grounds, side drain and man-holes connected therewith, thirty-four thousand eight hundred and twenty-four dollars and twenty-seven cents."

Insert as sections 3 and 4, the following:

"§ 3. As soon as the sum of thirty-four thousand eight hundred and ninety-four dollars and twenty-seven cents shall have been raised in the manner aforesaid, the chamberlain of said city of Albany shall on demand pay the same to the legal representatives of Martin White, deceased, in full of the amount certified and declared to be due said estate on the contract for constructing a sewer in Myrtle avenue and Washington park, side drain and man-holes connected therewith (except extra), as specified in the certificate of R. H. Bingham, city engineer and surveyor, dated January 28, 1874, provided, that the said chamberlain may, at his option, pay the last above-named sum in the bonds herein authorized to be issued at their par value."

"§ 4. Nothing in this act contained shall in any way affect or impair any apportionment or assessment which may have been or may hereafter be made for the cost and expenses of and attending the construction of said sewer, but the proceeds of such apportionment or apportionments,

assessment or assessments shall be set apart and applied by the chamberlain of said city to the payment and redemption of the bonds hereinbefore authorized to be issued."

Make section 3 section 5.

Make section 4 section 6.

And as amended passed, and ordered sent to the Assembly for concurrence.

By order,

H. A. GLIDDEN, *Clerk*.

On motion of Mr. Braman said bill was recommitted to the committee on affairs of cities, retaining its place.

The Clerk presented the statistical list of the members, officers and reporters of the Assembly; which was laid upon the table and ordered printed.

(See Doc. No. 49.)

On motion of Mr. Lincoln, at 9 o'clock and 25 minutes, the House adjourned.

TUESDAY, FEBRUARY 10, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Morrow.

On motion of Mr. Alberger, the reading of the journal of yesterday was dispensed with.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to incorporate the Brooklyn Elevated, Silent, Safety Railway Company, for the purposes of providing rapid transit through the city of Brooklyn, Kings county, to Wood Haven, in the town of Jamaica, in the county of Queens, and the State of New York, and to provide for constructing and operating a railway therefor."

"An act to amend the charter of the Sunday School Union of the Methodist Episcopal Church, and the acts amendatory thereof."

"An act to prevent the failure of circuit courts, courts of oyer and terminer, and special terms of the supreme court."

"An act to amend section 63, article 3, title 2, chapter 6, part 2 of the Revised Statutes, relating to the disability of a surrogate from acting in certain cases."

"An act providing for the payment to the Fifth regiment of the National Guard of the State of New York of the moneys due it from the State."

"An act providing for payment to the Ninth Regiment, National Guard of the State of New York, of moneys due them from the State."

"An act to provide for the payment to the Seventy-first Regiment of the National Guard of the State of New York of the moneys due them from the State."

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole upon the bills entitled as follows:

"An act in relation to proceedings for the safe-keeping and care of lunatics."

"An act to regulate the payment of the State tax into the State treasury."

"An act in relation to county treasurers."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Coughlin, from said committee, reported progress on said first and second mentioned bills, and asked and obtained leave to sit again.

Mr. Coughlin, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Lincoln moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered for a third reading; and also that said bill be printed and be upon the files one day before having its third reading.

Mr. Vedder moved to amend said report of the committee of the whole by striking out section 10, the same motion having been offered by him in the committee of the whole.

Mr. Wight moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Vedder, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Indefinite leave of absence was granted to Mr. Lynde.

Mr. Batcheller moved that the bill entitled "An act to provide for the support of government, and for other purposes," be made a special order for Thursday evening at seven and a half o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend chapter 435 of the Laws of 1868, entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter.'"

"An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866, as said act was amended by an act passed April 25, 1867."

"An act supplementary to chapter 76 of the Laws of 1873, entitled 'An act to define and establish the boundaries of school-district No. 5 of the town of Flushing, Queens county, to provide for the purchase of a new school-house site and erection of a new school-house thereon, and for the sale of the present school-house and site in said school-district.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Melvin, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Alvord, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

Mr. Melvin, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Speaker presented a communication from the Commissioners of Emigration in reply to the resolution of the House relative to the number of emigrants under their charge.

On motion of Mr. Batcheller said communication was laid upon the table and ordered printed.

(See Doc. No. 50.)

Mr. Speaker presented the following communication:

Hon. J. W. HUSTED, *Speaker of the Assembly*:

Dear Sir: By resolution adopted at the annual meeting of the State Homœopathic Medical Society, now in session in the City Hall, the members of the Assembly of the State of New York are respectfully invited to attend the sessions of the society.

Very respectfully,

H. M. PAINE,
R. R. GREGG,
W. N. GUERNSEY,

February 10, 1874.

Committee.

Mr. Speaker presented a communication from the Comptroller, in the words following:

STATE OF NEW YORK:

COMPTROLLER'S OFFICE,

ALBANY, February 6, 1874. }

To the Assembly:

In compliance with the resolution of your honorable body adopted on the 5th instant, requesting the Comptroller to send papers now in his possession relating to the claims of O. Andrews, I inclose herewith the petition of said Andrews, which is all that is found on file in this office relating to the subject-matter referred to.

Respectfully submitted,

NELSON K. HOPKINS,

Comptroller.

Said petition was referred to the committee on ways and means.

The Senate returned the concurrent resolution in relation to the election of a Regent of the University, in place of the Hon. Alexander S. Johnson, with a message that they had concurred in the passage of the same.

Mr. Alvord moved that the pending order of business "general orders of the day" be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Alvord introduced a bill entitled "An act to provide for a record of all trust funds deposited with county treasurers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to provide for the examination of the accounts of county treasurers in relation to trust funds," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Brewer introduced a bill entitled "An act to regulate the costs in special proceedings to declare any person a lunatic, idiot, habitual drunkard or person of unsound mind," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hammond introduced a bill entitled "An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario, passed March 3, 1871,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act to amend chapter 312 of the Laws of 1859, entitled 'An act to regulate the State tax among the several counties in this State, and to amend chapter 327 of the Laws of 1873, amendatory thereof,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Ryan introduced a bill entitled "An act to amend the laws regulating the pilotage of the port of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Bulkley introduced a bill entitled "An act to define the duty of officers of the several towns of the State; also, the duties of the several judges and justices of the courts of the State in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to provide for the proper care in the burial of the dead, and to secure the identification and public record of human remains, and the regulation of burial places," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. McGroarty introduced a bill entitled "An act to ratify and confirm the proceedings to incorporate the religious society known as 'The Rector, Church Wardens and Vestrymen of the Church of the Heavenly Rest, in the city and county of New York, and to legalize and confirm its acts,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, the bill entitled "An act to lay out, open and grade Twenty-second avenue in the towns of New Utrecht and Gravesend, in the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Colahan introduced a bill entitled "An act to lay out a public park in that part of the city of Brooklyn known as the Eastern District, and to alter the commissioners' map of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Wagstaff introduced a bill entitled "An act to compel vagrant children to attend school," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the New York Eye Infirmary,' passed March 29, 1822, and the act amendatory thereof, passed April 30, 1864," which was

read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize the change of the name of the Sixpenny Savings Bank of the city of New York to the City Savings Bank of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. O'Callaghan introduced a bill entitled "An act to alter the map or plan of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act in relation to local improvements and street openings in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Stephens introduced a bill entitled "An act to provide for the election of the clerks of courts of record of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Sullivan introduced a bill entitled "An act to incorporate the Odd Fellows' Hall Association of Harlem, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. McAfee introduced a bill entitled "An act to prevent extortion of gas companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Also, the bill entitled "An act to provide for the surveying, laying out and improving of certain portions of the city and county of New York, and to provide means therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Sanford introduced a bill entitled "An act to authorize the trustees of the Bay Side Cemetery Association of the town of Potsdam to purchase and convey lands formerly owned by Liberty Knowles, situated in the village and town of Potsdam, St. Lawrence county and State of New York, and also other lands owned by Noble S. Elderkin, situated in said village, and to remove the remains of bodies now interred therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Wight introduced a bill entitled "An act to define and punish the obtaining of employment in positions of trust upon false tokens and false representations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to incorporate the Mount Pleasant Water-works Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Allen introduced a bill entitled "An act to provide in the city of Brooklyn an ambulance service, for the conveyance of sick and injured persons," which was read the first time, and by unanimous consent was

also read the second time, and referred to the committee on affairs of cities.

Mr. Goss introduced a bill entitled "An act in relation to the powers and duties of the board of supervisors of the county of Monroe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act in relation to the collection of certain unpaid county taxes in the county of Monroe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act to enable husbands and wives to certify for each other in criminal cases whenever the statute enables either married party to become a sole witness," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Ryan introduced a bill entitled "An act relating to the janitors of the police and district courts of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Gurnee introduced a bill entitled "An act for the protection and to prevent the taking of fish with nets in the counties of Cayuga, Seneca and Wayne," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Coffey introduced a bill entitled "An act to open, grade and pave Garnet (late Mill) street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act for the relief of the South Ferry and Prospect Park Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to amend an act passed May 1, 1873, providing for the support and care of State paupers (on the ground that the law, as it now is, is identical with this bill), reported adversely there-to, which report was agreed to.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act entitled an act to amend an act passed April 17, 1871, entitled 'An act authorizing the establishment of the house of refuge for juvenile delinquents in Western New York,'" reported in favor of the passage of the same, and the title amended so as to read "An act to amend an act passed April 17, 1871, entitled 'An act authorizing the establishment of the house of refuge for juvenile delinquents in Western New York,'" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was recommitted the bill entitled "An act to further prescribe the duties and liabilities of the treasurer of Monroe county," reported the same for the consideration of the House, with amendments, and the title amended so as to read "An act to further prescribe the duties and liabilities of the treasurer of Monroe county, and for other purposes," which report was agreed to, and said bill recommitted to the committee of the whole.

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the petition and bill accompanying of "citizens and tax payers of Niagara county for the passage of a law providing a penalty for the willful neglect and violations of law by town officers," and that the same be referred to the committee on the judiciary.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to authorize the formation of corporations for the erection and keeping of hotels," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to extend the operation and effect of the act passed February 17, 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to amend the act passed April 27, 1872, entitled 'An act to amend chapter 657 of the Laws of 1871, entitled An act to amend the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical and chemical purposes,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to incorporate the New York Club of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on public printing, to which was referred the resolution for printing 1,000 extra copies of the report of the Comptroller relative to the accounts of county treasurers," reported in favor of the passage of the same, in the words following:

Resolved, That 1,000 extra copies of the report of the Comptroller, in relation to the accounts of county treasurers and the balance due from them, be printed for the use of this House.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Simon, from the committee on affairs of villages, to which was referred the bill entitled "An act in relation to the village of Hempstead, in the county of Queens," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on affairs of villages, to which was referred the bill entitled "An act to supply the village of Niagara Falls with water," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act to confirm the title of certain real estate in Esther Young, the widow of Joseph Young, late of the county

of Clinton, an alien, deceased," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act to release the interest of the people of the State of New York in certain lands and real estate in the city of New York, of which Louis Planer died seized, to August Berbert," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act to release the interest of the people of the State of New York in certain real estate in the town of Dunkirk to Jane Errington," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act to release to Elizabeth Burkel the real estate of which Henry Burkel died seized," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds, to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend the charter of the village of Fairport, in the county of Monroe," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act authorizing and empowering the board of directors of the village of Saugerties, in the county of Ulster, to assess, levy and collect the sum of four thousand six hundred dollars for the purpose of liquidating and discharging the indebtedness of said village," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend the charter of the village of Akron, in the county of Erie," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed on fine paper, for the use of the Canal Commissioners, 2,500 copies of their annual report for the year ending September 30, 1873, 500 to be bound in cloth and the remainder in paper; also, that 2,000 copies be printed for the use of the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

By unanimous consent, Mr. Alberger presented a petition of Sister M. Elizabeth, of Buffalo Lying-in Hospital, for relief; which was read and referred to the committee on ways and means.

By unanimous consent, Mr. Alberger presented a petition of the common council of the city of Buffalo, referring to canal bridge at the terminus of the Best road; which was read and referred to the committee on canals.

By unanimous consent, Mr. Petty presented a remonstrance against the passage of any law prohibiting fishing in the tide waters of Suffolk county; which was read and referred to the committee on internal affairs.

By unanimous consent, Mr. Petty presented a remonstrance against the bill to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county; which was read and referred to the committee on the judiciary.

Mr. Batcheller moved that the House now adjourn, to meet to-morrow morning at eleven o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at 2 o'clock, the House adjourned.

WEDNESDAY, FEBRUARY 11, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Magee.

On motion of Mr. Wagstaff, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That there be printed 2,000 extra copies of the annual report of the Commissioners of Fisheries of the State of New York, for the year ending December 31, 1873, for the use of the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

The Senate returned the concurrent resolution, in words following: "*Resolved* (if the Senate concur), That 6,000 copies of the Comptroller's report be printed, 4,000 copies for the Legislature and 2,000 copies for the use of the Comptroller," with a message that they had concurred in the passage of the same, with the following amendment:

Strike out all after the word "concur," and insert the words, "That 4,000 copies of the Comptroller's report be printed for the use of the Legislature, to be distributed at the Comptroller's office."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have concurred in their amendment.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That until otherwise ordered by concurrent resolution, both Houses of the Legislature will hold sessions each day in the week, Sundays excepted.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

The Senate returned the concurrent resolution, in words following: "*Resolved* (if the Senate concur), That the joint rules of the Senate and Assembly, for the year 1873, be joint rules governing the Senate and Assembly of the year 1874," with a message that they had concurred in the passage of the same, with the following amendment:

Strike out all after the word "concur," and insert the words "That the joint rules of the Senate and Assembly be referred for revision to a joint committee of five from the Assembly and three from the Senate."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative.

Mr. Speaker appointed as such committee, Messrs. Lincoln, Alvord, Batcheller, Weed and Beebe.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have concurred in their amendment.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act in relation to dower," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866, passed April 25, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act to amend section 1 of chapter 346 of Laws of 1844, entitled 'An act in relation to the foreclosure of mortgages,' passed May 7, 1844," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act passed March 28, 1868, entitled 'An act to amend the charter of the National Travelers' Insurance Company,' and also to amend an act entitled 'An act to authorize the National Travelers' Insurance Company to effect insurance upon the lives of individuals,' passed April 9, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to authorize the sale of certain lands and premises situate in the city of New York, belonging to Nehemiah Denton and his issue," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867."

"An act to provide for the payment of the indebtedness of Amsterdam village, Montgomery county, in the State of New York, and to regulate the incurring of future liability by the board of trustees of said village."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature,'" with a message that they had concurred in the passage of the same, with the following amendments :

Section 1, line 12, after the word "courts," insert the words "and to the mayors of the several cities, for the use of said cities."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 18 }
{ NOES 1 }

Those who voted in the affirmative, were

Alvord	Houghton	McGroarty	Speaker
Badger	Kirk	W. Miller	Thorp
Bassett	Kshinka	Patten	Winfield
Clark	Lynde	Sloan	Worth
Ely	Mackin		

For the negative,

Alberger

Mr. Alvord moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of, and furnishing the town hall at Waterford, and for the purchase of a bell and town clock," with a message that they had concurred in the passage of the same, with the following amendment :

Section 2, line 9, after the word "in" insert the words "finishing and."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Carpenter	Leake	Speaker
Alberger	Clark	Lincoln	C. S. Spencer
Allen	Cleary	Lynde	G. W. Spencer
Alvord	Coughlin	Mackin	Stacy
Barrow	Daly	McAfee	Stover
Bassett	Donahue	E. Miller	Sunderlin
Batcheller	Eastman	Nice	Taylor
Beecher	Ely	Oakley	Thorp
Bennett	Farrar	Persons	Townsend

Berri	Fish	Petty	Vedder
Biglin	Foots	Phillips	Wagstaff
Blessing	Goss	Philpot	Weed
Bordwell	Griffin	Prince	West
Bostwick	Hardy	Ryan	Witbeck
Braman	Herrick	Scherman	Wight
Brewer	Hiller	Shattuck	Winfield
Brown	Hoag	Sherwood	C. B. Wood
Bulkley	Houghton	Simon	P. Woods
Burritt	Jones	Sloan	Worth
Coffey	Kirk	J. W. Smith	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

Mr. Oakley introduced a bill entitled "An act supplemental to and amendatory of chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to enable Long Island City to sell real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Nice introduced a bill entitled "An act to further amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, so far as the same relates to the village of Tonawanda, Erie county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Allen introduced a bill entitled "An act to provide for the appointment of a board of municipal commissioners to consider and propose a general plan for the union of the city and county of New York, the city of Brooklyn and the five towns of Kings county under one municipal government, the whole to be called the city of New York, and for the submission of the said plan to the voters of said cities and towns, and for the preparation of an act or charter in accordance with said plan," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Beecher introduced a bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Chenango canal in the village of Greene, Chenango county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Burritt introduced a bill entitled "An act in reference to the percentage to be charged by the treasurer of Monroe county for the collection of taxes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Weed introduced a bill entitled "An act for the relief of William O'Brien," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act legalizing the conveyance of the trustees of joint school district No. 9, of the towns of Plattsburgh and

Peru, Clinton county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Persons introduced a bill entitled "An act to amend an act entitled 'An act to authorize the town of Ellisburgh, in the county of Jefferson, to raise money to build a town house,' passed May 1, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act further to provide for the payment of certain certificates issued to the militia of the State for services in the war of 1812," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Johnson introduced a bill entitled "An act to amend an act incorporating the village of Phoenix, in the county of Oswego," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Worth introduced a bill entitled "An act to amend the act to provide for the opening and widening of North Second street, in the city of Brooklyn," passed April 19, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to alter the commissioners' map of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the Long Island City and Calvary Cemetery Railroad Company,' passed April 21, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to simplify and regulate the business of life insurance in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Dickson introduced a bill entitled "An act regulating the payment of accounts by the county treasurer of the county of Rensselaer, audited by the board of supervisors of said county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Barrow introduced a bill entitled "An act to amend an act entitled 'An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes,' passed April 20, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Witbeck introduced a bill entitled "An act to amend an act entitled 'An act to amend an act entitled 'An act to legalize the State and county taxes in the county of Rensselaer, for the year 1859, and to provide for the collection thereof, and to authorize the sale of lands in the city of Troy for unpaid State and county taxes, passed April 10, 1860, and to provide for all lands returned for non-payment of taxes by the collectors of the several towns in said county of Rensselaer, shall be sold by the county treasurer in the city of Troy, and be subject to

redemption and conveyance,' passed April 2, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Scherman introduced a bill entitled "An act to abolish the department of excise of the city of New York, and to create a bureau of excise in the department of police of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Sherwood introduced a bill entitled "An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and a public park, in or outside of the limits of the city of Binghamton, and to lay out the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Hoag introduced a bill entitled "An act to repeal certain acts in relation to the publication of the Session Laws of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Eastman introduced a bill entitled "An act to authorize the water commissioners of the city of Poughkeepsie to acquire title for said city and the people thereof to the lands covered by the Fallkill creek as the same now flows, and of the walls protecting the same, and of adjacent and other lands necessary for sewers or for the execution of the plans of said commissioners for supplying said city with water and a system of sewerage, and for ways, avenues and means of access to approach and regulate said creek walls, sewers and improvements made or to be made by said water commissioners in supplying said city with water, and in making, protecting and completing a system of sewerage for said city, and to compensate the owners of said lands, and to assess and tax the benefits upon any lands benefited by the work done, and improvements made or hereafter made in or along said Fallkill creek, and for the collection of said taxes and assessments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Griffin introduced a bill entitled "An act to repeal an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Comstock introduced a bill entitled "An act to amend an act entitled 'An act to regulate the size of apple, pear and potato barrels,' passed May 12, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Cauldwell introduced a bill entitled "An act to grade and improve a public highway in the town of Westchester, in the county of Westchester, commonly called Corsa's lane, and also a portion of Eleventh avenue in the village of Wakefield," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Wight introduced a bill entitled "An act to amend an act entitled 'An act to authorize the sale of real estate in which a widow is or shall be entitled to dower in satisfaction and discharge thereof,' passed May 6, 1870," which was read the first time, and by unanimous consent was

also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads, and of the alteration thereof, in the town of Greenburgh,' passed April 15, 1854," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Taylor introduced a bill entitled "An act to amend an act entitled 'An act to authorize a tax of one-half of a mill per dollar of valuation of the year 1873, for the construction of new work upon, and extraordinary repairs of the canals of this State,' passed June 14, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act for the relief of Orrin Harris, by conferring jurisdiction on the canal appraisers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Bennett introduced a bill entitled "An act to repeal chapter 737 of the Laws of 1871, passed April 26, 1871, in relation to an auditor of the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to amend an act entitled 'An act to alter, open and improve the canal in and along the west branch of Newtown creek, within the city of Brooklyn, to construct a bridge over the same, and to alter the commissioners' map of the town of Bushwick in relation thereto,' passed May 2, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Oakley introduced a bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of this State,' passed April 12, 1848," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. C. S. Spencer introduced a bill entitled "An act to exempt from jury duty all tellers employed in the national and savings banks in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to proceedings in surrogates' courts, and to the powers and jurisdiction of surrogates," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the transfer of moneys held in trust to non-resident guardians and others," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to enable the several cities and towns of the State, which have not already done so, to refund the money expended in furnishing substitutes, or in commutation by the men who were drafted

into the military service of the United States, and held to service in the several drafts under the conscription act of the United States, entitled 'An act for enrolling and calling out the National forces, and for other purposes,' approved March 3, 1863; and the acts amendatory thereto, while the option of commutation by the payment of three hundred dollars remained, and for the relief of the men who entered the service under said drafts," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was recommended the bill entitled "An act to amend an act entitled 'An act relating to courts of record and other courts in the city and county of New York,' passed April 29, 1872," reported in favor of the passage of the same, with amendments, and amended the title so as to read "An act relating to the court of general sessions in and for the city and county of New York," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the paving of Bond street, between West street and Thirteenth avenue, in the city of New York, with Belgian or Trap block pavement," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway extending in said towns, of the width of two rods," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to authorize the commissioners of highways in the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway extending in said towns, of the width of not less than two nor more than three rods," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the New York Mortgage and Trust Company,' " reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864, so far as relates to the school commissioner districts in and for the county of Steuben," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Worth, from the committee on expenditures of the House, reported as follows:

Whereas, At a former meeting this committee recommended the erection of a railing in the rear of the seats of the Assembly chamber, with the distinct understanding that no additional doorkeepers would be required; therefore,

Resolved, That in the opinion of this committee the present number of doorkeepers is sufficiently large for all practical purposes, and the

expenditure already authorized is fully as great as any exigency of this branch of the public service may demand.

Mr. Alvord moved that said report lay on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Worth, from the committee on expenditures of the House, reported as follows:

Whereas, The committee on expenditures of the House did, on Wednesday, January 8, 1874, report resolutions relative to the appointment of Robert S. Kelsey, as superintendent of the expressing and mailing department of the Assembly, C. S. Baxter as superintendent of the wrapping department, and Charles L. Keyes, as Clerk's messenger; and,

Whereas, Said resolutions were adopted by the Assembly, but did not fully comply with the law relative to such appointments; therefore, the committee on expenditures of the House recommend the adoption of the following report in lieu thereof, viz:

Whereas, This Assembly, on the fifteenth day of January instant, passed a resolution imposing extra duties upon the officers of the Assembly post-office, in requiring the stamping of all documents and prepaying all express charges, which additional services necessitates more force in the post-office; and,

Whereas, The convenience of members requires that the wrapping department should be promptly attended to, and to prevent the waste usually attendant thereon, we consider it necessary that the sergeant-at-arms should have additional assistance in that department; and,

Whereas, This Assembly on the 15th day of January ordered the Clerk's desk to be changed; and,

Whereas, Such change makes it necessary to have a messenger in front of the desk.

Resolved, That Robert S. Kelsey be and hereby is appointed as superintendent of the mailing and expressing department of the Assembly post-office from Tuesday, January 19, 1874, at the compensation of five dollars per day, until the close of the session.

Resolved, That Clinton S. Baxter be and he is hereby appointed superintendent of the wrapping department of the Assembly from Tuesday, January 19, 1874, at the same compensation as general messenger, until the close of the session.

Resolved, That Charles L. Keyes be and is hereby appointed Clerk's messenger from Tuesday, January 19, 1874, with the same pay as other Clerk's messengers, for the session of 1874.

Mr. Speaker put the question whether the House would agree to said report, and the adoption of said preambles and resolutions, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Leake	Simon
Alberger	Comstock	Lincoln	Sloan
Allen	Coughlin	Lockwood	Snyder
Alvord	Deane	Lynde	Speaker

Badger	Eastman	Mackin	C. S. Spencer
Barrow	Ely	Manley	Stacy
Batcheller	Fish	McAfee	Stephens
Beebe	Foote	McGroarty	Stover
Beecher	Goss	McQueen	Sunderlin
Bennett	Gregory	Melvin	Taylor
Berri	Griffin	W. Miller	Tewksbury
Biglin	Gurnee	Murray	Thorp
Blessing	Hanrahan	Oakley	Townsend
Bordwell	Hardy	O'Callaghan	Vedder
Bostwick	Hayes	Parry	Wagstaff
Brainan	Hazelton	Patten	Weed
Brown	Hiller	Persons	West
Bulkley	Houghton	Petty	Whalen
Burritt	Hussey	Philpot	Wight
Carpenter	Johnson	Prince	Winfield
Cauldwell	Jones	Sanford	C. B. Wood
Chadwick	Kirk	Scherman	P. Woods
Clark	Law	Schifferdecker	Worth
Cleary	Lawrence	Sherwood	

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act in relation to county treasurers."

"An act to amend chapter 435 of the Laws of 1868, entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter.'"

"An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866, as said act was amended by an act passed April 25, 1867."

"An act supplementary to chapter 76 of the Laws of 1873, entitled 'An act to define and establish the boundaries of school district No. 5 of the town of Flushing, Queens county; to provide for the purchase of a new school-house site, and erection of a new school-house thereon, and for the sale of the present school-house and site in said school district.'"

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to amend the law for the assessment of taxes in cases where farms or lots are divided by town or county lines," reported adversely thereto.

Mr. Stacy moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

And said bill was so committed.

Mr. Berri presented ten petitions of citizens of Brooklyn, against the passage of the bill to incorporate the Brooklyn Elevated Silent Safety Railway Company; which was read and referred to the committee on railroads.

Messrs. Foote and Lynde presented petitions of tax payers, for a pro rata freight bill; which was read and referred to the committee on railroads.

Messrs. Wagstaff, Houghton and C. S. Spencer presented petitions of merchants and members of the New York Produce Exchange, for improving the Erie, Oswego and Champlain canals, and for a reduction of canal tolls; which were read and referred to the committee on canals.

Mr. Tewksbury presented a petition of 225 tax payers of the county of Wyoming, against exempting bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Messrs. Blessing, Dickson, Comstock, Lockwood, Cauldwell, Knapp and Wight presented petitions of citizens, for exemption of mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Allen presented a petition of 600 citizens of the city of Brooklyn, for exemption of bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Bostwick presented a petition of citizens of Tompkins county, for extension of the jail limits; which was read and referred to the committee on the judiciary.

Mr. Comstock presented a petition to amend an act regulating the size of apple, pear and potato barrels; which was read and referred to the committee on trades and manufactures.

Mr. Alberger presented a petition for additional compensation for canal gates; which was read and referred to the committee on canals.

Mr. McGroarty presented a petition of the church of the Heavenly Rest, in relation to incorporation as a religious society; which was read and referred to the committee on charitable and religious societies.

Mr. Nice presented a petition of the Buffalo and Grand Island Ferry Company, relating to bridge across the Erie canal; which was read and referred to the committee on canals.

Mr. Bassett presented a petition of tax payers of Delaware county for relief from expense of public printing; which was read and referred to the committee on public printing.

Mr. Weed presented a petition of trustees of joint school district No. 9 of Clinton county, legalizing their conveyance of a part of their school lot; which was read and referred to the committee on public education.

Mr. Beecher presented a petition to repeal an act in regard to inspection of plank roads; which was read and referred to the committee on roads and bridges.

Mr. E. Miller presented a petition for the passage of a pro rata freight bill; which was read and referred to the committee on railroads.

Mr. Hardy presented a petition of citizens of Cayuga county for a vertical wall in the Erie canal at Montezuma; which was read and referred to the committee on canals.

Mr. Barrow presented a petition of citizens for an appropriation to repair State bridge over the canal feeder at Skaneateles, Onondaga county; which was read and referred to the committee on canals.

Also, a petition of citizens of Onondaga county to limit the liability of insurance companies; which was read and referred to the committee on insurance.

Mr. Blumenthal presented a petition of Produce Exchange for improving the Erie, Oswego and Champlain canals, and for a reduction in canal tolls; which was read and referred to the committee on canals.

Mr. Johnson presented a petition of citizens of Oswego county, in reference to inspection of steam-boilers; which was read and referred to the committee on trades and manufactures.

Mr. Fish presented a petition of citizens against the construction or extension of an elevated railroad along the line of Forty-second street, from Ninth avenue to Fourth avenue; which was read and referred to the committee on railroads.

Mr. Johnson presented a petition of citizens of Oswego county, in reference to insurance; which was read and referred to the committee on insurance.

Mr. Alvord called from the table the resolution previously offered by him, in the words following:

Whereas, The representatives of the Oneida Nation of Indians claim that there is due to said nation divers sums of money for lands under the several treaties with said nation; now, therefore,

Resolved (if the Senate concur), That his Excellency the Governor be and he hereby is requested to appoint some suitable and proper person to act in connection with a person to be named by said Indians, to examine and report to his Excellency whether any and if so what sums equitably and justly due yet remain unpaid to said Indians from the people of this State.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

On motion of Mr. Stover,

Resolved, That the petitions and papers on file relative to the claim of Nelson Rogers for canal damages be taken from the files of the House and referred to the committee on claims.

On motion of Mr. Burritt,

Resolved, That the bill entitled "An act to further prescribe the duties and liabilities of the treasurer of Monroe county," be immediately printed as amended by the committee on ways and means.

Mr. Carpenter offered for the consideration of the House a resolution, in the words following:

Whereas, By a resolution adopted February 6, the committee on the affairs of cities of this House were directed to make an investigation into the management of the bureau of street cleaning of the city of New York, and report whether, in a sanitary point of view, the cleaning of the streets of that city could not better be performed by the board of health of said city than by the department now performing the same; and,

Whereas, All matters introduced into this Assembly pertaining to and affecting the health of the people of the State should be referred to the proper committee, that of public health; therefore,

Resolved, That the committee on affairs of cities be discharged from the further consideration of said investigation, and that the committee on public health of this House be directed to make such investigation, and that they have power to send for persons and papers.

Said resolutions giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Alberger moved to take from the table the motion to reconsider the vote by which the resolution in words following was lost:

Whereas, His Excellency the Governor recommends in his annual message the appointment of a board of commissioners to represent this State and its industrial and other interests in the Centennial Exhibition, soon to be held in the city of Philadelphia; and,

Whereas, The managers of said exhibition advise that each State shall select a commission, not exceeding five in number, for the purpose of organizing their respective States, and securing a suitable representation of the same in the exhibition; therefore, be it

Resolved (if the Senate concur), That the Governor be and he is hereby authorized to appoint five citizens, to be commissioners, who shall represent the State of New York in all matters connected with or pertaining to the Centennial Exhibition; the said commissioners to receive no compensation for their services. In addition to the commissioners herein provided, the commissioners and alternates appointed by the President of the United States for the State at large shall be included as members of the commission herewith created.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

On motion of Mr. Alberger said resolution was then amended by adding thereto the following: "Nothing herein contained shall be construed to interfere with the powers and duties conferred upon a commission relative to the Centennial Exhibition created by concurrent resolutions of the Legislature of 1871."

Pending the question,

The hour of twelve o'clock having arrived, Mr. Speaker announced that, pursuant to law and a joint resolution of the Senate and Assembly, the House would proceed to the nomination of a Regent of the University, in place of Hon. Alexander S. Johnson, who was appointed to and accepted the office of Judge of the Court of Appeals.

The House then proceeded to the nomination of a Regent of the University in place of Alexander S. Johnson, who was appointed to and accepted the office of Judge of the Court of Appeals, and each member as his name was called by the Clerk, rose and nominated as follows:

FOR ANSON J. UPSON.

Alberger	Carpenter	Leake	Scherman
Allen	Clark	Lincoln	Schifferdecker,
Badger	Comstock	Lockwood	Sherwood
Barrow	Deane	Lynde	Sloan
Bassett	Dickson	Manley	H. Smith
Batcheller	Eastman	McAfee	Snyder
Beecher	Farrar	W. Miller	Speaker
Bennett	Fish	Nice	C. S. Spencer
Berri	Foote	Parry	Stacy
Biglin	Goss	Persons	Stover
Bordwell	Griffin	Petty	Sunderlin
Bostwick	Hardy	Phillips	Tewksbury
Braman	Hiller	Philpot	Vedder
Brewer	Houghton	S. G. Pope	West
Brown	Hussey	Prince	Wight
Bulkley	Jones	Sanford	Worth
Burrill	Law		

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FOR ERASTUS CORNING.

Abeel	Hammond	Lawrence	J. W. Smith
Beebe	Hanrahan	Mackin	G. W. Spencer
Blessing	Hayes	McGroarty	Stephens
Blumenthal	Hazeltan	Melvin	Sullivan
Cauldwell	Healey	E. Miller	Taylor

Cleary	Herrick	Murray	Thorp
Coughlin	Hoag	O'Callaghan	Wagstaff
Daly	Holden	Patten	Weed
Davis	Johnson	G. Pope	Witbeck
Donahue	Kirk	Ryan	Winfield
Ely	Knapp	Shattuck	C. B. Wood
Gurnee	Kshinka	Simon	P. Woods 48

A quorum having voted, and a majority thereof having named Anson J. Upson, of the city of Albany, as their choice,

Mr. Speaker announced that Anson J. Upson, of the city of Albany, had been duly nominated, on the part of the House, for Regent of the University, in place of Alexander S. Johnson.

Senators Kellogg and Ray, a committee from the Senate, appeared in the Assembly chamber and informed the House that the Senate had made a nomination for Regent of the University.

On motion of Mr. Batcheller,

Resolved, That a committee of two be appointed to inform the honorable the Senate that the Assembly have made their nomination for Regent of the University, and are ready to meet the Senate in the Assembly chamber and compare such nominations.

Mr. Speaker appointed as such committee Messrs. Batcheller and Weed.

Mr. Batcheller, from the committee appointed on the part of the Assembly to wait upon the honorable the Senate and inform that body that the Assembly had made their nomination for Regent of the University, and were ready to meet the Senate and compare nominations, reported that they had discharged that duty.

The Senate appeared in the Assembly chamber, and the President of the Senate, upon taking the chair, announced that the Senate and Assembly were in joint convention for the purpose of nominating a Regent of the University in place of Alexander S. Johnson.

The Clerk of the Senate then read the proceedings of the Senate, and the Clerk of the Assembly the proceedings of the Assembly, relating thereto.

The nominations being found to agree, the President of the Senate announced and declared that Anson J. Upson, of the city of Albany, was duly elected a Regent of the University, in place of Alexander S. Johnson.

The Senate retired from the Assembly Chamber, and Mr. Speaker announced that on the joint meeting of the Senate and Assembly to compare nominations for the office of Regent of the University, the nominations of the two Houses were found to agree, and that as declared by the President of the Senate, Anson J. Upson, of the city of Albany, was duly elected a Regent of the University in place of Alexander S. Johnson, who was appointed to, and accepted the office of judge of the Court of Appeals.

Mr. Speaker then stated the pending question to be upon the adoption of the resolution offered by Mr. Alberger, as amended, relative to the appointment of commissioners to attend the Centennial Exhibition at Philadelphia.

Mr. Alvord moved to amend said resolution by inserting after the words "compensation for their services," the words, "or expenses."

Which was accepted by Mr. Alberger.

Mr. Lincoln moved to amend said resolution by substituting therefor the following:

Resolved (if the Senate concur), That the committee already appointed be empowered to appoint a sub-committee of five, of their own number, who shall represent the State of New York in said Centennial Exhibition.

Mr. Beebe moved to amend said substitute by adding at the end the words "said sub-committee to serve without compensation for their services or expenses."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the affirmative.

{ AYES 78 }
{ NOES 15 }

Those who voted in the affirmative, were

Abeel	Daly	Mackin	Sloan
Alberger	Deane	Manley	H. Smith
Badger	Donahue	McGroarty	Snyder
Barrow	Eastman	Melvin	C. S. Spencer
Bassett	Ely	E. Miller	G. W. Spencer
Batcheller	Farrar	Murray	Stacy
Beebe	Foote	O'Callaghan	Stover
Blessing	Gurnee	Parry	Sullivan
Blumenthal	Hayes	Patten	Taylor
Bordwell	Hazelton	Persons	Tewksbury
Bostwick	Hoag	Phillips	Thorp
Braman	Holden	Prince	Wagstaff
Brewer	Houghton	Ryan	Weed
Brown	Jones	Sanford	West
Burritt	Kirk	Scherman	Wight
Carpenter	Kshinka	Schifferdecker	Winfield
Clark	Landfield	Shattuck	C. B. Wood
Colahan	Law	Sherwood	P. Woods
Comstock	Lawrence	Simon	Worth
Coughlin	Leake		

Those who voted in the negative, were

Allen	Fish	Lincoln	S. G. Pope
Alvord	Goss	Lockwood	Sunderlin
Bennett	Griffin	W. Miller	Vedder
Berri	Hammond	Petty	

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, as amended, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the original resolution, as amended, and it was determined in the affirmative.

Mr. Speaker presented a communication from Hon. Thurlow Weed, in the words following:

NEW YORK, February 6, 1874.

The Hon. JAMES W. HUSTED, *Speaker of the Assembly*:

Sir: The resolutions offered by the honorable Mr. Batcheller and adopted by the Assembly, tendering to me the privileges of the floor of

the House—an engrossed copy of which resolutions you, in company with the Clerk, had the kindness personally to present—impress me with a deep but pleasant sense of the honor they confer. I am still more profoundly impressed with a sense of Divine favor in being among the very few members elected to the Legislature in 1824, spared to become the recipient of such flattering recognition by the Legislature of 1874. Of the members of that Assembly, so far as I am informed, there are, besides myself, but three survivors, the Hon. James De Mott, a highly respected citizen of Seneca county, although upon the shady side of 80, is in the enjoyment of mental and physical health. The Hon. James R. Lawrence, an eminent member of the Onondaga bar, who is also past his 80th year, though as blind as Belisarius, enjoys good health, and is passing the evening of life cheerfully; Mr. Lawrence was again elected to the Assembly in 1837. The Legislative experience of the other survivor, Mr. Quackenboss, was exceptional, he having, at different periods, represented four different constituencies. He was elected to the Assembly from Delaware county in 1824, from Greene county in 1829, and from New York in 1835, and to the Senate from the Third district in 1839. He is now residing at Elizabeth, N. J.

The election of 1824 brought several young men of much ability and promise into public life. In their subsequent history their aspirations were largely realized. Samuel Stevens, of Washington county, removed to Albany and devoted himself to his profession with distinguished success. Robert Monell, of Chenango, became successively a member of Congress and circuit judge. Ambrose L. Jordan, of Columbia, was elected to the Senate from the Third district in 1825, and chosen Attorney-General in 1846, after which he removed to the city of New York. He attained the first rank at the bar of the metropolis.

Of the high Executive and Judicial officers of 1824, the Hon. Enos T. Throop, now in his 91st year, is the only survivor.

In one respect I have been privileged probably beyond any other citizen of the State. While a member of the Assembly of 1830, the Albany Evening Journal was established, and from that time until 1862, I was personally acquainted with each and every member. Your resolution, therefore, opens a long vista for reflection. In the seats you now occupy, so familiar to my memory, I see and hear in my imagination forms and voices then elastic and eloquent, but now formless and silent.

Prominent among the legislative statesmen to whom I have listened in former days, were Elisha Williams, James Tallmadge, Jas. McKown, David B. Ogden, Peter R. Livingston, Ogden Hoffman, Thos. J. Oakley, John C. Spencer, Elisha W. King, Michael Ulshoeffer, James Mullet, Henry G. Wheaton, Azariah C. Flagg, Francis Granger, George R. Davis, Millard Fillmore, George W. Patterson, George P. Barker, Peter Gansevoort, Silas M. Stillwell, Philo C. Fuller, Samuel B. Ruggles, Francis B. Cutting, Dudley Selden, Chas. Livingston, Chas. P. Olinch, Michael Hoffman, John A. King, Luther Bradish, Greene C. Bronson, John A. Dix, Preston King, Abijah Mann, Willis Hall, Sanford E. Church, Benjamin D. Silliman, Richard P. Marvin, and Samuel L. Gouverneur, etc., of the Assembly, and Abraham Van Vechten, Cadwallader D. Colden, Silas Wright, John Suydam, William H. Maynard, William H. Seward, Albert H. Tracy, Gulian C. Verplanck, Daniel S. Dickinson, Erastus Root, A. B. Dickinson, Samuel Young, James M. Cook.

The remains of one of my colleagues in the Assembly of 1830, the Hon. Aaron Vanderpoel, then of stalwart frame and stentorian voice,

now repose under the sod scarcely twenty feet from the window of my library, where I am now writing.

But this letter is unconsciously reaching beyond its appropriate limits. Its purpose was to convey to the members of the House over which you preside, my thanks for the honor they have done me, and to express the hope that after discharging the responsible duties of the session, duties which, in the present financial condition of the State, deeply concern its welfare, in a manner alike usefully and creditably to your constituents and yourselves, you may return in health and safety to your homes and your friends.

Very respectfully,

Your obedient servant,

THURLOW WEED.

On motion of Mr. Alvord said communication was laid upon the table and ordered printed.

The Senate returned the bill entitled "An act relating to animals," with a message that they had concurred in the passage of the same, with the following amendment:

Section 1, line 1, after the word "shall," insert the word "willfully."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

Abel	Chadwick	Kshinka	Scherman
Allen	Clark	Landfield	Schiffersdecker
Alvord	Comstock	Law	Shattuck
Bačger	Daly	Lincoln	Sherwood
Barrow	Deane	Lockwood	Simon
Bassett	Dickson	Lynde	Sloan
Batcheller	Eastman	Mackin	H. Smith
Beebe	Farrar	Manley	Snyder
Beecher	Fish	McGroarty	Speaker
Bennett	Foote	McQueen	C. S. Spencer
Berri	Goss	Melvin	Sunderlin
Biglin	Gregory	W. Miller	Tewksbury
Blessing	Griffin	Morey	Thorp
Bordwell	Gurnee	Oakley	Vedder
Bostwick	Hardy	Parry	Wagstaff
Braman	Hiller	Persons	West
Brewer	Holden	Philpot	Wight
Brown	Houghton	S. G. Pope	Winfield
Bulkley	Hussey	Prince	P. Woods
Coffey	Jones	Sanford	Worth
Carpenter			

Those who voted in the negative, were

Kirk Murray

[ASSEM. JOURNAL.]

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

On motion of Mr. Eastman,

Resolved, That the committee on affairs of cities, instructed to inquire into the matter of the cleaning of the public streets of the city of New York, be and are hereby authorized to hold and conduct such inquiry in the city of New York, that they have power to send for persons and papers, and that the clerk and messenger be authorized to accompany them.

Mr. Schifferdecker offered for the consideration of the House a resolution, in the words following:

Whereas, It has been stated that the affairs of the Commissioners of Emigration are in such condition that it requires looking after; therefore, be it

Resolved, That a sub-committee of the committee on commerce and navigation be appointed to investigate into the affairs of the Commissioners of Emigration, with power to send for persons, books and papers.

Said resolutions giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Beebe offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Senate and Assembly will adjourn *sine die* on the third day of April next.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Beebe offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be directed to reject all items for payment of claims not presented to said committee by or before Wednesday, the 25th day of February instant.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Velder moved that the vote by which the resolution relative to the Centennial Commissioners was adopted be reconsidered, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

On motion of Mr. S. G. Pope,

Resolved, That the Superintendent of the State Salt Springs be requested to report to this House, at the earliest day possible, how much of the Salt Spring Reservation is set apart by the State for the manufacture of solar salt, and the value of it, as shown by the latest purchases of land by the State for said purposes.

Also, the cost to the State of draining and making available for solar salt manufacturing, these lands or any portion of them, by lowering the outlet of Onondaga lake.

Also, the amount paid by the State to owners of Solar Salt works for damages to said works, or for removing the same from lands sold or exchanged by the State to other lands bought by the State and set apart for solar salt purposes.

Also, the names of the persons, companies or corporations now holding leases from the State of its solar salt lands; the report to show each parcel of land purchased since December 31, 1845, the price paid for

each parcel, and the number of acres each contained, and of whom each parcel was bought.

Also, to whom damages to Solar Salt works were paid since December 31, 1845, and the amounts severally; and

Also, to report the amount of revenue the State has realized from duties on solar salt made on the Salt Springs Reservation since December 31, 1845, after deducting from the same its pro rata share of the cost of maintaining those springs.

On motion of Mr. Alvord, and by unanimous consent, the bill entitled "An act to amend chapter 435 of the Laws of 1868, entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter,'" was read a third time.

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	Knapp	Sanford
Allen	Deane	Kshinka	Scherman
Alvord	Dickson	Landfield	Shattuck
Badger	Eastman	Law	Sherwood
Barrow	Ely	Lawrence	Simon
Bassett	Farrar	Leake	Sloan
Batcheller	Fish	Lincoln	H. Smith
Beebe	Foots	Lynde	Snyder
Beecher	Goss	Manley	Speaker
Bennett	Gregory	McAfee	C. S. Spencer
Berri	Griffin	McGroarty	Stacy
Biglin	Hammond	Melvin	Sunderlin
Bordwell	Hardy	W. Miller	Taylor
Braman	Hayes	Nice	Tewksbury
Brewer	Hazelton	Oakley	Thorp
Brown	Healey	O'Callaghan	Vedder
Bulkley	Hiller	Parry	Wagstaff
Burritt	Hoag	Persons	Weed
Carpenter	Holden	Petty	West
Clark	Houghton	Phillips	Witbeck
Colahan	Hussey	Philpot	Wight
Comstock	Johnson	G. Pope	P. Woods
Coughlin	Jones	S. G. Pope	Worth
Daly	Kirk	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Lincoln moved to take from the table the motion to reconsider the vote by which the amendments of the Senate to the bill entitled "An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature,'" were non-concurred in.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Colahan	Landfield	Quinn
Alvord	Coughlin	Law	Sanford
Barrow	Daly	Lawrence	Scherman
Bassett	Dickson	Lincoln	Sherwood
Batcheller	Donahue]	Lockwood	Simon
Beebe	Farrar	Lynde	Sloan
Beecher	Fish	Manley	H. Smith
Bennett	Foote	McAfee	Speaker
Berri	Gregory	McGroarty	C. S. Spencer
Biglin	Griffin	Melvin	Stacy
Blumenthal	Hardy	E. Miller	Stover
Bordwell	Hayes	W. Miller	Sullivan
Bostwick	Hazelton	Nice	Sunderlin
Braman	Hiller	Parry	Vedder
Brower	Hoag	Petty	Wagstaff
Brown	Holden	Phillips	West
Burritt	Houghton	Philpot	Wight
Carpenter	Hussey	G. Pope	Winfield
Clark	Knapp	S. G. Pope	P. Woods
Cleary	Kshinka	Prince	Worth

Mr. Speaker then put the question whether the House would agree to concur in the amendments of the Senate to said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Daly	Kshinka	Prince
Alvord	Dickson	Landfield	Sanford
Badger	Donahue	Law	Scherman
Barrow	Eastman	Leake	Sherwood
Bassett	Ely	Lincoln	Simon
Batcheller	Farrar	Lockwood	Sloan
Beebe	Fish	Lynde	H. Smith
Beecher	Foote	Manley	Snyder
Bennett	Goss	McAfee	Speaker
Berri	Gregory	Melvin	C. S. Spencer
Biglin	Griffin	E. Miller	Stacy
Blumenthal	Hammond	W. Miller	Sullivan
Bordwell	Hardy	Nice	Sunderlin

Bostwick	Hazelton	Oakley	Tewksbury
Brewer	Hiller	Parry	Vedder
Brown	Holden	Petty	Weed
Burritt	Houghton	Phillips	West
Clark	Hussey	Philpot	Witbeck
Comstock	Jones	G. Pope	P. Woods
Coughlin	Knapp	S. G. Pope	Worth

For the negative,

Alberger

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

On motion of Mr. Griffin, at 2 o'clock, the House adjourned.

THURSDAY, FEBRUARY 12, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Magee.

On motion of Mr. Melvin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

The Senate returned the bill entitled "An act to release the interest of the people of the State of New York in certain real estate to Ann Smith, George Smith and others, being the widow and heirs at law of Thomas Smith, deceased, with a message that they had concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

By unanimous consent, Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the concurrent resolution of the Senate and Assembly of the State of New York, for the year 1871, authorizing the appointment of commissioners to attend or represent this State at the Centennial Celebration to be held at the city of Philadelphia, in the year 1876, be rescinded and annulled.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Houghton	Sloan
Allen	Comstock	Hussey	J. W. Smith
Alvord	Davis	Jones	Speaker
Badger	Denniston	Law	C. S. Spencer
Barrow	Dickson	Leake	Stacy
Bassett	Donahue	Lincoln	Sunderlin
Batcheller	Eastman	Mackin	Thorp
Beebe	Ely	Manley	Townsend
Beecher	Farrar	McGroarty	Vedder

Bennett	Fish	Melvin	Wachner
Berri	Foote	W. Miller	Wagstaff
Biglin	Goss	Murray	Weed
Blessing	Gurnee	Parry	West
Bordwell	Hanrahan	Persons	Witbeck
Braman	Hardy	Phillips	Wight
Brewer	Hayes	S. G. Pope	Winfield
Brown	Hazleton	Sanford	C. B. Wood
Burritt	Hiller	Scherman	P. Woods
Chadwick	Holden	Simon	Worth
Clark			

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Knapp introduced a bill entitled "An act entitled an act to amend an act entitled 'An act to authorize the making and opening of a road or avenue from the intersection of the highway running east of the Rockland lake with the highway running from the lake to Rockland Lake Landing, in the county of Rockland, to intersect the highway running from Upper Piermont to Orangeburg, passed April 21, A. D. 1871, as amended and extended by an act entitled as above, and to extend Highland avenue south to the State line, passed April 24, 1872, and to enlarge, confirm and extend the powers of the commissioners appointed by said act for the laying out, opening and constructing of said avenue,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Knapp, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Herrick	Scherman
Alberger	Clark	Holden	Schifferdecker
Allen	Cleary	Houghton	Sherwood
Alvord	Comstock	Hussey	Simon
Barrow	Coughlin	Jones	Sloan
Bassett	Daly	Leake	J. W. Smith
Beebe	Davis	Lincoln	Snyder
Beecher	Deane	Mackin	Speaker
Bennett	Donahue	Manley	C. S. Spencer
Berri	Eastman	McAfee	Stacy
Biglin	Ely	McGroarty	Sunderlin
Blumenthal	Farrar	Melvin	Thorp
Bordwell	Fish	W. Miller	Townsend
Bostwick	Foote	Murray	West
Braman	Goss	Nice	Witbeck
Brewer	Gregory	O'Callaghan	Wight
Brown	Griffin	Parry	Winfield
Bulkley	Gurnee	Persons	C. B. Wood

Burritt
Carpenter
Cauldwell

Hammond
Hauvahan
Hazelton

S. G. Pope
Sanford

P. Woods
Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

This being the day assigned by the rules for the consideration of general orders,

Mr. Alvord moved that said order of business be laid upon the table for the purpose of taking up the order of business "third reading of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act ceding to the United States of America jurisdiction over certain lands in this State for light-house purposes, and exempting the same from taxation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Kirk	Schifferdecker
Alberger	Davis	Knapp	Sherwood
Alvord	Deane	Kshinka	Simon
Bidger	Denniston	Landfield	Sloan
Barrow	Donahue	Lawrence	H. Smith
Bassett	Eastman	Leake	Snyder
Batcheller	Ely	Lincoln	Speaker
Beebe	Farrar	Lynde	C. S. Spencer
Beecher	Fish	Mackin	G. W. Spencer
Bennett	Foote	Manley	Sunderlin
Blessing	Goss	McAfee	Tewksbury
Blumenthal	Griffin	McGroarty	Thorp
Bordwell	Gurnee	Melvin	Townsend
Bostwick	Hammond	E. Miller	Vedder
Braman	Hardy	W. Miller	Waehner
Brewer	Hazelton	Murray	Wagstaff
Brown	Healey	Nice	Weed
Burritt	Herrick	Onkley	West
Carpenter	Hiller	O'Callaghan	Wight
Cauldwell	Holden	Parry	Winfield
Chadwick	Houghton	Persons	C. B. Wood
Clark	Hussey	Petty	P. Woods
Comstock	Jones	Philpot	Worth
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the disposition of excise moneys and fines for intoxication within the village of Monticello," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 4 }

Those who voted in the affirmative, were

Abeel	Chadwick	Leake	Sherwood
Alvord	Clark	Lynde	Simon
Badger	Comstock	Mackin	Sloan
Barrow	Conghlin	Manley	Snyder
Beebe	Davis	McAfee	Speaker
Beecher	Denniston	McGroarty	C. S. Spencer
Bennett	Donahue	Melvin	Stover
Biglin	Eastman	Murray	Sunderlin
Blessing	Farrar	Oakley	Thorp
Blumenthal	Fish	O'Callaghan	Waeliner
Bordwell	Foote	Parry	West
Bostwick	Griffin	Persons	Witbeck
Braman	Haminond	Petty	Wight
Brewer	Hazelton	Philpot	Winfield
Brown	Herrick	Sanford	C. B. Wood
Bulkley	Houghton	Scherman	P. Woods
Burritt	Kshiuka	Schifferdecker	

Those who voted in the negative, were

Goss	Hardy	Phillips	Stacy
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relative to the village of Ballston Spa, to provide for completing the water-works and paying all indebtedness incurred on account thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Lockwood	Simon
Alberger	Denniston	Mackin	Sloan
Alvord	Donahue	Manley	H. Smith
Badger	Eastman	McAfee	Snyder
Barrow	Ely	McGroarty	Speaker
Batcheller	Farrar	Melvin	C. S. Spencer
Beebe	Fish	E. Miller	Stacy
Beecher	Foote	Murray	Stephens
Bennett	Goss	Nice	Stover
Berri	Gregory	Parry	Sunderlin
Biglin	Griffin	Patten	Tewksbury

Blessing	Hanrahan	Persons	Thorp
Blumenthal	Hardy	Petty	Townsend
Bordwell	Hayes	Phillips	Vedder
Braman	Hazelton	Philpot	Waehner
Brewer	Holden	S. G. Pope	Weed
Brown	Houghton	Ryan	West
Bulkley	Hussey	Sanford	Witbeck
Burritt	Johnson	Scherman	Wight
Cauldwell	Jones	Schifferdecker	Winfield
Clark	Kshinka	Shattuck	C. B. Wood
Comstock	Landfield	Sherwood	P. Woods
Coughlin	Leake		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Burritt	Knapp	Sanford
Alberger	Clark	Kshinka	Scherman
Allen	Comstock	Law	Schifferdecker
Alvord	Coughlin	Leake	Sherwood
Badger	Ely	Lincoln	Simon
Barrow	Farrar	Lockwood	Sloan
Bassett	Fish	Lynde	H. Smith
Batcheller	Foote	Mackin	Snyder
Beebe	Goss	Manley	Speaker
Beecher	Gregory	McAfee	C. S. Spencer
Bennett	Griffin	Melvin	Stephens
Berri	Hammond	W. Miller	Stover
Biglin	Hanrahan	Murray	Thorp
Blessing	Hardy	Nice	Vedder
Blumenthal	Hiller	Parry	Weed
Bordwell	Hoag	Patten	West
Bostwick	Holden	Persons	Whalen
Braman	Houghton	Petty	C. B. Wood
Brewer	Jones	Philpot	P. Woods
Brown	Kirk	S. G. Pope	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act to incorporate the United States Loan Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a

majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 24 }
{ NOES 49 }

Those who voted in the affirmative, were

Abeel	Burritt	McAfee	Scherman
Alberger	Comstock	McGroarty	C. S. Spencer
Beecher	Deane	Melvin	Stephens
Bennett	Leake	Patten	Stover
Biglin	Lynde	Prince	Wagstaff
Blessing	Manley	Sanford	Weed

Those who voted in the negative, were

Alvord	Goss	Lockwood	Snyder
Barrow	Griffin	W. Miller	G. W. Spencer
Bassett	Hardy	Murray	Stacy
Batcheller	Hayes	Nice	Sullivan
Blumenthal	Hazeltan	Parry	Tewksbury
Bordwell	Herrick	Persons	Townsend
Brewer	Hoag	Petty	Vedder
Clark	Holden	Phillips	Wachner
Cleary	Hussey	Philpot	West
Denniston	Jones	Ryan	Witbeck
Donahue	Kirk	Schifferdecker	Wight
Fish	Lincoln	J. W. Smith	C. B. Wood
Foots			

Mr. Wagstaff moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill entitled "An act to repeal chapter 588, Laws of 1873, 'An act to establish a commission in and for the city and county of New York, to be known and designated as the commission of charitable correction, and to define its powers and jurisdiction,' passed May 22, 1873," was read a third time.

The President put the question whether the Senate would agree to the final passage of said bill, and it was decided in the affirmative, a majority of all the members elected to the Senate voting in favor thereof, and three-fifths of said members being present, as follows:

{ AYES 84 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger	Comstock	Jones	Phillips
Alvord	Coughlin	Kirk	Philpot
Badger	Daly	Kshinka	Prince
Barrow	Davis	Landfield	Ryan
Batcheller	Deane	Leake	Scherman
Beebe	Denniston	Lynde	Schifferdecker
Beecher	Dickson	Mackin	Sherwood
Bennett	Ely	Manley	Simon

Biglin	Farrar	McAfee	J. W. Smith
Blessing	Fish	McGroarty	Snyder
Blumenthal	Foote	McQueen	C. S. Spencer
Bordwell	Gurnee	Melvin	Stacy
Bostwick	Hammond	E. Miller	Stephens
Braman	Hanrahan	W. Miller	Stover
Brewer	Hayes	Murray	Taylor
Brown	Hazelton	Nice	Thorp
Burritt	Herrick	O'Callaghan	Vedder
Carpenter	Hoag	Parry	Wahner
Chadwick	Holden	Patten	West
Clark	Houghton	Persons	Wight
Colahan	Hussey	Petty	Winfield

Those who voted in the negative, were

Berri	Griffin	Lincoln	Lockwood
Goss			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the common council of the city of Binghamton to erect a bell tower over Academy street," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Kahinka	Scherman
Alberger	Clark	Landfield	Schifferdecker
Alvord	Comstock	Leake	Sherwood
Badger	Coughlin	Lincoln	Sloan
Barrow	Ely	Lockwood	Snyder
Bassett	Farrar	Lynde	Speaker
Batcheller	Fish	Mackin	C. S. Spencer
Beebe	Foote	Manley	Stacy
Beecher	Goss	McGroarty	Stephens
Bennett	Gregory	E. Miller	Stover
Berri	Griffin	W. Miller	Sunderlin
Biglin	Gurnee	Murray	Tewksbury
Blessing	Hanrahan	Nice	Thorp
Blumenthal	Hardy	Parry	Vedder
Bostwick	Hayes	Patten	Wahner
Braman	Hazelton	Persons	Wagstaff
Brewer	Herrick	Petty	Weed
Bulkley	Houghton	Phillips	West
Burritt	Hussey	Philpot	Winfield
Carpenter	Jones	S. G. Pope	C. B. Wood
Cauldwell	Knapp	Sanford	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the city of Binghamton to provide for the payment of the Ruloff reward and expenses," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Jones	Scherman
Alberger	Clark	Kirk	Schifferdecker
Alvord	Comstock	Kshinka	Sherwood
Badger	Coughlin	Lawrence	Sloan
Barrow	Deane	Leake	H. Smith
Bassett	Denniston	Lincoln	Snyder
Batcheller	Donahue	Lockwood	Speaker
Beebe	Eastman	Lyndé	C. S. Spencer
Beecher	Farrar	Mackin	Stacy
Bennett	Fish	Manley	Stover
Berri	Foote	McAfee	Sunderlin
Biglin	Goss	McQueen	Tewksbury
Blessing	Gregory	Melvin	Thorp
Blumenthal	Griffin	Murray	Townsend
Bordwell	Gurnee	Nice	Vedder
Bostwick	Hardy	Parry	Weed
Braman	Hoag	Persons	West
Brewer	Holden	Petty	Wight
Brown	Houghton	Phillips	C. B. Wood
Burritt	Hussey	Philpot	P. Woods
Carpenter	Johnson	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to dissolve the Narrowsburgh Home Association," being announced for a third reading.

Mr. Petty moved that said bill be recommitted to the committee on local and special laws, with instructions to strike out the enacting clause.

Debate was had thereon, when

Mr. Goss moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Petty, and it was determined in the negative.

{ AYES 37 }
{ NOES 65 }

Those who voted in the affirmative, were

Allen	Brown	Jones	S. G. Pope
Barrow	Burritt	Law	Prince
Bassett	Farrar	Lincoln	Scherman
Batcheller	Fish	Lockwood	Sherwood

Beecher	Goss	Lynde	H. Smith
Berri	Griffin	Parry	C. S. Spencer
Bordwell	Hardy	Persons	Stacy
Bostwick	Hiller	Petty	Vedder
Braman	Hussey	Phillips	West
Brewer			

Those who voted in the negative, were

Abeel	Deane	Leake	J. W. Smith
Alberger	Dickson	Mackin	Snyder
Alvord	Donahue	Manley	G. W. Spencer
Badger	Ely	McGroarty	Stover
Beebe	Footo	W. Miller	Sullivan
Bennett	Gurnee	Murray	Taylor
Biglin	Hammond	Nice	Tewksbury
Blessing	Hanrahan	Oakley	Thorp
Carpenter	Hayes	O'Callaghan	Townsend
Cauldwell	Herrick	Patten	Waehner
Clark	Holden	Philpot	Wagstaff
Cleary	Houghton	Ryan	Weed
Colahan	Kirk	Schifferdecker	Witbeck
Comstock	Knapp	Shattuck	Winfield
Coughlin	Kshinka	Simon	C. B. Wood
Daly	Landfield	Sloan	P. Woods
Davis			

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 37 }

Those who voted in the affirmative, were

Abeel	Davis	Leake	J. W. Smith
Alberger	Deane	Mackin	Snyder
Alvord	Dickson	Manley	C. S. Spencer
Badger	Donahue	McGroarty	G. W. Spencer
Beebe	Ely	W. Miller	Stephens
Beecher	Footo	Murray	Sullivan
Bennett	Gurnee	Nice	Taylor
Biglin	Hammond	Oakley	Tewksbury
Blessing	Hanrahan	O'Callaghan	Thorp
Blumenthal	Hayes	Patten	Townsend
Carpenter	Herrick	Philpot	Waehner
Cauldwell	Hoag	Ryan	Wagstaff
Clark	Holden	Sanford	Weed
Cleary	Houghton	Scherman	Witbeck
Colahan	Kirk	Shattuck	Winfield
Comstock	Knapp	Simon	C. B. Wood
Coughlin	Kshinka	Sloan	P. Woods
Daly			

Those who voted in the negative, were

Allen	Burritt	Law	S. G. Pope
Barrow	Farrar	Lincoln	Prince
Bassett	Fish	Lockwood	Sherwood
Batcheller	Goss	Lynde	H. Smith
Berri	Griffin	Melvin	Stacy
Bordwell	Hardy	Parry	Sunderlin
Bostwick	Hiller	Persons	Vedder
Braman	Hussey	Petty	West
Brewer	Jones	Phillips	Wight
Brown			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relative to the salary of the recorder of the city of Utica," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Law	Shattuck
Alberger	Comstock	Leake	Sherwood
Allen	Daly	Lincoln	H. Smith
Alvord	Deane	Lockwood	J. W. Smith
Badger	Dickson	Lynde	Snyder
Barrow	Ely	Mackin	Speaker
Bassett	Farrar	Manley	C. S. Spencer
Beebe	Fish	McGroarty	Stacy
Bennett	Foote	Melvin	Stephens
Berri	Goss	W. Miller	Sullivan
Biglin	Griffin	Murray	Sunderlin
Blessing	Gurnee	Nice	Tewksbury
Blumenthal	Hanrahan	Oakley	Thorp
Bordwell	Hardy	Parry	Vedder
Bostwick	Hayes	Patten	Wachner
Brewer	Hazelton	Persons	Wagstaff
Brown	Healey	Petty	Weed
Burritt	Hiller	Phillips	West
Coffey	Holden	Philpot	Wight
Carpenter	Houghton	S. G. Pope	Winfield
Cauldwell	Jones	Prince	C. B. Wood
Chadwick	Knapp	Sanford	P. Woods
Clark	Kshinka	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 121 of Laws of 1867, entitled 'An act authorizing the assessment of highway labor upon the Jeffersonville and Monticello turnpike road,' passed March 23, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Johnson	Prince
Alberger	Comstock	Jones	Sanford
Allen	Coughlin	Kirk	Scherman
Alvord	Daly	Knapp	Schifferdecker
Badger	Davis	Kshinka	Shattuck
Barrow	Deane	Landfield	Sherwood
Bassett	Dickson	Lawrence	Sloan
Batcheller	Ely	Leake	H. Smith
Beebe	Farrar	Lincoln	Snyder
Beecher	Fish	Lockwood	Speaker
Bennett	Foote	Lynde	C. S. Spencer
Berri	Goss	Mackin	Stover
Blessing	Gregory	Manley	Sunderlin
Bordwell	Griffin	McAfee	Thorp
Bostwick	Hammond	McGroarty	Vedder
Braman	Hanrahan	W. Miller	Waehner
Brewer	Hardy	Murray	Wagstaff
Brown	Hayes	Nice	Weed
Burritt	Hazelton	Parry	Whalen
Carpenter	Herrick	Patten	Wight
Cauldwell	Holden	Persons	Winfield
Clark	Houghton	Petty	C. B. Wood
Cleary	Hussey	Philpot	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the police court and police justice of the sixth police district of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Hussey	Ryan
Alberger	Comstock	Jones	Scherman
Allen	Coughlin	Kirk	Schifferdecker
Alvord	Daly	Kshinka	Shattuck
Badger	Davis	Landfield	Sherwood
Barrow	Deane	Leake	Sloan
Bassett	Denniston	Lincoln	Snyder

Batcheller	Dickson	Mackin	C. S. Spencer
Beebe	Farrar	Manley	G. W. Spencer
Beecher	Fish	McAfee	Stacy
Bennett	Foote	McGroarty	Stephens
Biglin	Griffin	Murray	Sunderlin
Blessing	Gurnee	Oakley	Tewksbury
Bordwell	Hammond	O'Callaghan	Thorp
Bostwick	Hanrahan	Parry	Townsend
Braman	Hayes	Patten	Wachner
Brewer	Hazelton	Persons	Wagstaff
Brown	Hiller	Petty	Wight
Burritt	Holden	S. G. Pope	Winfield
Carpenter	Houghton	Prince	C. B. Wood
Clark			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York,' being chapter 535 of the Laws of 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kirk	Ryan
Allen	Daly	Knapp	Scherman
Alvord	Davis	Kshinka	Schifferdecker
Badger	Deane	Landfield	Shattuck
Barrow	Denniston	Leake	Sherwood
Batcheller	Donahue	Lincoln	H. Smith
Beebe	Eastman	Lynde	Snyder
Beecher	Farrar	Mackin	C. S. Spencer
Bennett	Fish	Manley	Stacy
Biglin	Foote	McAfee	Stephens
Blessing	Goss	McGroarty	Sunderlin
Blumenthal	Griffin	W. Miller	Thorp
Bordwell	Gurnee	Murray	Townsend
Bostwick	Hammond	O'Callaghan	Wachner
Braman	Hanrahan	Parry	Wagstaff
Brewer	Hayes	Patten	Weed
Brown	Hazelton	Persons	West
Burritt	Hiller	Petty	Witbeck
Carpenter	Holden	Phillips	Wight
Cauldwell	Houghton	Philpot	C. B. Wood
Clark	Hussey	S. G. Pope	P. Woods
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Indefinite leave of absence was granted to Mr. Morey.

The "Concurrent resolution proposing amendments to article five of the Constitution," being announced for passage,

Mr. Prince moved to commit said resolution to the committee on the judiciary.

Debate was had thereon, when

Mr. Alberger moved that the further consideration of this subject be postponed until to-morrow morning, and that said subject be made a special order immediately after reading the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Alvord, at 2 o'clock and 5 minutes, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN.

The House again met.

Mr. Speaker announced the special order, being the bill entitled as follows:

"An act to provide for the support of government, and for other purposes."

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bill.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Prince, from said committee, reported progress on said mentioned bill, and asked and obtained leave to sit again.

Mr. Alvord moved that said bill be made a special order for Tuesday morning next, immediately after reading the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Weed, at 9 o'clock and 55 minutes, the House adjourned.

FRIDAY, FEBRUARY 13, 1874.

The House met pursuant to adjournment.

No clergyman being present,

On motion of Mr. Prince, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Speaker announced the special order, being the motion of Mr. Prince to commit to the judiciary committee the concurrent resolution proposing amendments to article five of the Constitution, the same being upon its final passage.

Mr. Prince then withdrew the motion.

In connection with this subject Mr. Lincoln offered the following resolution:

Resolved, That the final vote on the "Concurrent resolution proposing amendments to article five of the Constitution," be postponed till Wednesday next, at 12 o'clock noon, and that the vote be taken at that time without debate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act relating to the court of general sessions, in and for the city and county of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 9 }

Those who voted in the affirmative, were

Alberger	Comstock	Jones	Scherman
Allen	Coughlin	Knapp	Schifferdecker
Alvord	Deane	Kshinka	Shattuck
Badger	Dickson	Landfield	Simon
Barrow	Donahue	Law	Sloan
Bassett	Eastman	Lincoln	J. W. Smith
Batcheller	Farrar	Mackin	Snyder
Bennett	Fish	McAfee	Speaker
Berri	Foote	McQueen	C. S. Spencer
Biglin	Goss	Melvin	G. W. Spencer
Blessing	Gurnee	W. Miller	Stacy
Bordwell	Hammond	Murray	Stephens
Bostwick	Hanrahan	Oakley	Stover
Brewer	Hardy	O'Callaghan	Sullivan
Brown	Hayes	Parry	Sunderlin
Burritt	Hazelton	Persons	Taylor
Coffey	Hiller	Petty	Wagstaff
Carpenter	Holden	Prince	Witbeck
Clark	Houghton	Ryan	Wight
Cleary	Hussey	Sanford	Worth
Colahan			

Those who voted in the negative, were

Blumenthal	McGroarty	Patten	Sherwood
Daly	E. Miller	S. G. Pope	Wachner
Lynde			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That the Legislature will, during the present session, make an appropriation of at least \$100,000, for the purpose of paying the necessary expense of dressing the granite now on the grounds of the new capitol.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, informing of concurrence in the passage of the following resolution:

Resolved (if the Senate concur), That the concurrent resolution of the Senate and Assembly of the State of New York, for the year 1871, authorizing the appointment of commissioners to attend or represent this State at the Centennial Celebration, to be held at the city of Philadelphia, in the year 1876, be rescinded and annulled, with a message that they had concurred in the passage of the same.

A message from the Senate was received and read, requesting concurrence in the following resolution:

Whereas, The Comptroller, in his last annual report, states that it is believed that not more than one-third in value of the property liable to taxation is placed upon the assessment rolls, also, that two-thirds escape taxation, and of this two-thirds the great bulk is owned and controlled by wealthy men and capitalists, leaving the burden of taxation to be borne by those in moderate circumstances and who are least able to bear it; therefore,

Resolved (if the Assembly concur), That the finance committee of the Senate and the committee on ways and means of the Assembly be instructed to meet jointly, at an early day, with a view of taking up the whole subject of taxation, for the purpose of devising some plan by which the burden of taxation may be equally distributed upon the property of the State, and if possible, that all property, real and personal, may be assessed at its full value, and that said committee, acting jointly, be instructed to report by bill as soon as possible.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

The Senate returned the concurrent resolution, in words following: "*Resolved* (if the Senate concur), That the joint rules of the Senate and Assembly be referred for revision to a joint committee of five from the Assembly and three from the Senate," with a message that they had appointed as such committee on their part, Messrs. Wood, Woodin and Fox.

The Senate returned the concurrent resolution, in words following:

Resolved (if the Senate concur), That 4,000 copies of the Comptroller's report be printed for the use of the Legislature, to be distributed at the Comptroller's office.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to authorize the town auditors of the town of Waterford to issue bonds for the completion of, and furnishing the town hall at Waterford, and for the purchase of a bell and town clock."

"An act to amend section 10 of chapter 254 of the Laws of 1847, entitled 'An act concerning the laws, journals and documents of the Legislature.'"

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Speaker referred the bill entitled "An act to incorporate the Missionary Society of Saint Joseph, in the city of Troy, N. Y.," to the committee on local and special laws, retaining its place on general orders,

Mr. Speaker presented a memorial of the Chamber of Commerce of the State of New York, in regard to exempting bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Speaker presented a communication from the State Engineer and Surveyor, in response to a resolution of the Assembly in relation to the names, compensation, etc., of persons employed in the engineer department, which was laid upon the table and ordered printed.

(See Doc. No. 53.)

Mr. Braman introduced a bill entitled "An act to incorporate the Albany County Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Vedder introduced a bill entitled "An act in relation to evidence in certain cases, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hussey introduced a bill entitled "An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts eighteen and nineteen, in the town of Ledyard, in the county of Cayuga, and to provide for the election of pathmaster in said district,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Farrar introduced a bill entitled "An act to provide for the purchase of a new school-house site and erection of a new school-house thereon, and for the sale of the present school-houses and sites in school district No. 2, of the town of Kinderhook, county of Columbia," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. E. Miller introduced a bill entitled "An act to amend and consolidate the several acts relating to the city of Elmira," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Mackin introduced a bill entitled "An act to amend an act entitled 'An act to authorize the lighting of public streets and avenues in the town of Fishkill, in the county of Dutchess,' passed April 9, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. J. W. Smith introduced a bill entitled "An act to amend chapter 133 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, so far as it applies to or affects the United German and French Roman Catholic Cemetery Association of the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Alberger introduced a bill entitled "An act to legalize an assessment contained in assessment roll No. 2320, assessors series, ordered by the common council of the city of Buffalo to pay the compensation for land and property taken or injured in extending Bond street from its present termination to Seneca street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to authorize the city of Buffalo to raise money by general tax for the purpose of paying local assessments on Jefferson street, between Davis and Batavia streets," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to reappropriate moneys for construction of new work upon, and extraordinary repairs of the canals of this State, and for payments of awards made by the canal appraisers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act making appropriations for the payment of the principal and interest on the canal debt, for the fiscal year commencing on the 1st day of October, 1874, and to provide for the debt contracted under section 12 of article 7 of the Constitution," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Bennett introduced a bill entitled "An act to authorize the construction and use of a railroad in the city of Brooklyn and county of Kings, and the towns of Newtown and Jamaica, in the county of Queens," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Berri introduced a bill entitled "An act entitled 'An act to relieve the women of the State from taxation,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Coffey introduced a bill entitled "An act to repeal chapter 502 of the Laws of 1873, entitled 'An act to amend section 3 of chapter 533 of Laws of 1867, entitled An act for the relief of the Van Brunt Street and Erie Basin Railroad Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Colahan introduced a bill entitled "An act to provide for the improvement of Lynch street and Hayward street, between Harrison and Marcy avenues, city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to abolish imprisonment in civil actions, and regulating imprisonments for contempt," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Taylor introduced a bill entitled "An act for the relief of Catherine Seymour," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Biglin introduced a bill entitled "An act in relation to the appointment of clerks and attendants of certain courts in the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Murray introduced a bill entitled "An act relating to tugboats and other steamboats," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, the bill entitled "An act to authorize the New York Warehouse and Bulkhead Railway Company to erect warehouses on piers in the

city of New York and construct a railway to and from the same on or near the bulk-head line," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Deane introduced a bill entitled "An act to authorize the Hudson Tunnel Railroad Company to construct its railway under ground in the city of New York, and under the bed of the Hudson river, for the transportation of passengers and property to and from the city of New York to the State of New Jersey in manner and upon a route to be designated and prescribed by commissioners appointed for that purpose," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. C. S. Spencer introduced a bill entitled "An act to provide for the furnishing by hotel and inn-keepers of a means of escaping in case of fire," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize the construction and operation of a railroad in Chambers and other streets in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Brown introduced a bill entitled "An act to repeal all laws authorizing towns, villages and cities to issue bonds and subscribe for stock in aid of railroads," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Alvord introduced a bill entitled "An act in relation to the enforcement of mortgages on boats navigating the canals in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Dehniston introduced a bill entitled "An act to repeal an act entitled 'An act to amend an act entitled An act to establish a turnpike corporation for improving and making a road from the village of Newbury, on the Hudson river, to Cohecton, on the Delaware river, passed March 20, 1801, and in relation to toll gates and tolls upon the turnpike road of said corporation,' passed May 2, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Fish introduced a bill entitled "An act to divide the town of Phillipstown, in the county of Putnam, in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Prince introduced a bill entitled "An act to amend an act entitled 'An act relating to the supreme court and to the election of a judge of the court of common pleas in and for the city and county of New York,' passed April 27, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Witbeck introduced a bill entitled "An act to amend the charter of the village of Greenbush, passed April 25, 1871, and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Sanford introduced a bill entitled "An act to amend section 31 of the Code of Procedure so as to allow terms of the county court to be

held at the chambers of the county judge," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Davis introduced a bill entitled "An act to prohibit the issuing of passes by railroad corporations, their officers, agents or employees, in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Holden introduced a bill entitled "An act to equalize representation in the board of supervisors of Warren county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil divisions.

Also, the bill entitled "An act to regulate freight on railroads," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Gurnee introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the village of Lyons,' passed April 17, 1854, and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act for the relief of John Wright, of Clyde, Wayne county, and to authorize the Canal Board of the State of New York to hear and determine his claim for injury to canal boat, caused by obstruction in the Erie canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Cauldwell introduced a bill entitled "An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constructed prior to the first day of January, 1874," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Wight introduced a bill entitled "An act to amend an act entitled 'An act in relation to lands of which parties die seized,' passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act for the relief of William O'Brine," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act for the relief of Thomas O'Brine," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to incorporate united medical societies," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act entitled 'An act to prevent the traffic in Italian and other children,'" reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act in relation to mendicant and vagrant children," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act relating to appeals in actions in which the mayor, aldermen and commonalty of the city of New York are parties," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to define and punish the obtaining of employment in positions of trust upon false tokens and false representations," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the acknowledgments and proof of deeds, mortgages and other instruments in writing, and the taking of oaths and affidavits," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county, held April 1, 1873, authorizing the supervisor of said town to offer a certain reward, and to provide for the payment of the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to enable husbands and wives to testify for each other in criminal actions whenever the statute enables either married party to become a sole witness," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to enable husbands and wives to testify for each other in criminal trials," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the collection of taxes in the city and county of New York, amending chapter 121 of the Laws of 1850, and amending chapter 312 of the Laws of 1859, in relation to the equalization of taxes among the several counties of this State," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act in relation to dower," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Prince,

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act in relation to the collection of certain unpaid county taxes in the county of Monroe," and that the same be referred to the committee on ways and means.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to enable Long Island City to sell real estate," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act in relation to certain assessments for sewers in the city of Brooklyn," reported in favor of the passage of the

same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the city of Buffalo to purchase and cancel bonds issued or directed to be issued by said city, for relief of sufferers by Chicago fire," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the board of supervisors of Erie county to grant and convey certain lands in the city of Buffalo to the Young Men's Association in the city of Buffalo," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act entitled 'An act to amend the charter of the city of Buffalo, extending jurisdiction of police in the Twelfth ward,' reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the amendments of the Senate to the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor and provide for the payment thereof," said bill having been recalled from the Governor and amended by the Senate; reported in favor of the passage of the same.

On motion of Mr. Eastman, said bill and amendments were referred to the committee on the judiciary.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to continue in force and amend chapter 138 of the Laws of 1852, entitled An act to incorporate the firemen of the city of Utica, as a benevolent association, passed April 10, 1873,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill entitled "An act to incorporate the Maritime Association of the Port of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act establishing a ferry from the farm of Clark P. Ives, of the county of Essex, across Lake Champlain," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mackin, from the committee on railroads, to which was referred the bill entitled "An act to incorporate the New York Rapid Transit

Company, and to provide a comfortable, safe and speedy system of cheap and rapid transit through the city of New York," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stover, from the committee on railroads, to which was referred the bill entitled "An act to authorize the Grand Trunk Railway Company of Canada to purchase and hold real estate in the city of Buffalo," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stephens, from the committee on railroads, to which was referred the bill entitled "An act to amend an act entitled 'An act to facilitate the construction of the New York and Oswego Midland Railroad,' passed April 5, 1866," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stephens, from the committee on railroads, to which was referred the bill entitled "An act to repeal chapter 182 of the Laws of 1872, entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Lake Ontario Shore Railroad Company, and to take the bonds or stock of that company therefor,' reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wight from the committee on insurance, to which was referred the bill entitled "An act for the prevention of incendiarism and for reducing the cost of insurance," reported adversely thereto, which report was agreed to.

Mr. Wight, from the committee on insurance, to which was referred the Senate bill entitled "An act to amend an act passed March 28, 1868, entitled 'An act to amend the charter of the National Travelers' Insurance Company,' and also to amend an act entitled 'An act to authorize the National Travelers' Insurance Company to effect insurance upon the lives of individuals,' passed April 9, 1867," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and of public roads and the alteration thereof in the town of Greenburgh,' passed April 15, 1854," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act supplementary to an act entitled 'An act to provide for the improvement of a certain highway in the town of Newtown, Queens county, and the city of Brooklyn, Kings county, and for the payment of property taken for such improvement,' passed May 17, 1872, and the act amendatory thereof, passed May 6, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to lay out, open and grade Twenty-second avenue, in the towns of New Utrecht and Gravesend, in the

county of Kings," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario,' passed March 3, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to further amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, so far as the same relate to the village of Tonawanda, Erie county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to authorize a tax for fire purposes in the village of Greene, Chenango county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 25, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to the powers and duties of the board of supervisors of the county of Monroe," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to the compensation of overseer of the poor of the town of Rhinebeck, Dutchess county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to legalize and confirm a sale of real estate by the supervisors and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the trustees of the Bay Side Cemetery Association of the town of Potsdam to purchase and convey lands formerly owned by Liberty Knowles, situated in the village and town of Potsdam, St. Lawrence county and State of New York, and also other lands owned by Noble S. Elderkin, situated in said village, and to remove the remains of bodies now interred therein," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act passed April 26, 1869, entitled 'An act for the election of a receiver of taxes and assessments

for the town of Cortlandt and village of Peekskill," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to provide for the election of town officers and the transaction of town business in the town of Cortlandt, in the county of Westchester," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to the powers and duties of the board of supervisors of the county of Monroe," reported adversely thereto, which report was agreed to.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act in relation to the New York Institution for the Blind," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act authorizing the supervisor of the town of Kiantone, in the county of Chautauqua, to convey to the Maple Grove Cemetery Association the lands now held by the said town and used for cemetery purposes," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to amend the charter of the Tract Society of the Methodist Episcopal Church," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to amend chapter 207 of the Laws of 1852, being an act entitled 'An act to incorporate the Cayuga Asylum for Destitute Children, passed April 10, 1852,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to incorporate the Metropolitan Safe Deposit Company of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to authorize the change of the name of the 'Six-penny Savings Bank of the city of New York,' to the 'City Savings Bank of the city of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act in relation to the Brooklyn Trust Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to extend the time for the organization of the Mutual Trust Institution of the city of New York," reported in favor of

the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act in relation to gas-light companies," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act for the protection of factory children," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wagstaff, from the committee on the militia, to which was referred the bill entitled "An act in relation to the military record fund, and to provide for the refunding of moneys contributed by towns and cities of this State for the erection of a hall of military record," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller dissented from said report.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to authorize the board of education of the city of Ogdensburg to borrow money for school purposes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act legalizing the conveyance of the trustees of joint school district N. 9 of the towns of Plattsburgh and Peru, Clinton county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to consolidate and amend the several acts relating to schools and academies in the city of Ogdensburg, passed April 13, 1857, February 19, 1866, April 17, 1868, April 27, 1869, and March 27, 1871," reported in favor of the passage of the same, and said bill was committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act relative to Samuel McCracken, the real estate of which Robert McCracken died seized, in the town of Lewiston, in the county of Niagara," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill entitled "An act to enable Maria Pauss, widow of Frederick Pauss, to take and hold real estate, and to release to her the interest and title to land escheated to the State," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to incorporate the Butter and Cheese Exchange of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

The order of business "presentation of petitions" being announced, Mr. Deane moved that said order of business be laid upon the table.

Mr. Alvord moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Deane, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Fish moved that the House now take a recess until 7½ o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Denniston moved that the House now adjourn to meet Monday evening at 7½ o'clock.

Debate was had thereon, when

Mr. Blessing moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Denniston, and it was determined in the affirmative.

{ AYES 54 }
{ NOES 33 }

Those who voted in the affirmative, were

Allen	Denniston	McAfee	Snyder
Badger	Donahue	McGroarty	C. S. Spencer
Bennett	Eastman	McQueen	G. W. Spencer
Biglin	Farrar	E. Miller	Stephens
Blessing	Gurnee	W. Miller	Stover
Blumenthal	Hazelton	Murray	Sullivan
Bostwick	Hiller	Oakley	Sunderlin
Brewer	Holden	Petty	Taylor
Colahan	Houghton	S. G. Pope	Vedder
Comstock	Kirk	Scherman	Wahner
Coughlin	Kshinka	Simon	Wagstaff
Daly	Law	Sloan	West
Davis	Mackin	J. W. Smith	Wight
Deane	Manley		

Those who voted in the negative, were

Alberger	Dickson	Landfield	Ryan
Alvord	Ely	Lincoln	Sanford
Barrow	Fish	Lynde	Schifferdecker
Bassett	Goss	Melvin	Shattuck
Batcheller	Hammond	Parry	Sherwood
Bordwell	Hardy	Persons	H. Smith
Braman	Hoag	Phillips	Speaker
Brown	Hussey	Prince	Stacy
Burritt			

Whereupon, at 2 o'clock and 10 minutes, the House adjourned.

MONDAY, FEBRUARY 16, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Getz.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of Friday, February 13, was dispensed with.

Mr. Healey introduced a bill entitled "An act to widen West street, from the Battery, or Pier No. 1, North river, to Hammond street, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Alvord introduced a bill entitled "An act to authorize the common council of the city of Syracuse to levy tax for the building of a trunk sewer in Washington street, east of Irving street, in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Hammond introduced a bill entitled "An act to amend an act to authorize the formation of railroad corporations, and to regulate the same, passed April 2, 1850," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Oakley introduced a bill entitled "An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and fees for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to confirm the title of certain lands in the town of Newtown, L. I., to the Young Men's Christian Association, and to release any claim of the State thereupon," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to increase the capital stock of the Jamaica and Brooklyn Plank-road Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Prince introduced a bill entitled "An act in relation to the county court-house and jail in Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Bennett introduced a bill entitled "An act to secure greater protection to passengers on city railroad cars," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. McQueen introduced a bill entitled "An act entitled 'An act in relation to the service of process and attendance upon the courts, held in and for the county of Schenectady,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Speaker introduced a bill entitled "An act to establish the Evangelical Italian Orphan Asylum," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, the bill entitled "An act for the preservation of fish in that part of the Hudson river lying north and south of Croton Point, in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Alberger introduced a bill entitled "An act to provide for the construction of a bridge across the Erie canal, at Maryland street, in the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Whereas, It is of the highest importance to the welfare of the State that the system of public education therein shall be sustained, extended and perfected; and to attain this end, harmony of feeling and unity of action among all parts of that system are indispensably necessary; and,

Whereas, Unfortunate jealousies have arisen and still exist between the portion of that system under the control of the Regents of the University and that in charge of the Superintendent of Public Instruction; the special supporters of each appearing to regard the other as a rival and antagonist, rather than a co-worker in one great system of education; and,

Whereas, The approaching end of the official term of a Superintendent of Public Instruction presents a desirable opportunity for such change in the existing law as will insure unity and efficiency, by placing the whole educational establishment of the State under one control; therefore,

Resolved, That the committee on public education be requested to report for the consideration of the House a bill placing all the public education in the State in the charge of the Regents of the University, either by giving them the appointment of the Superintendent of Public Instruction, or in such other manner as to said committee shall appear most expedient.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That the sheriff, county clerk and register of the county of New York are hereby directed to report to this House within ten days the amount of fees collected in their several offices during the year 1873.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Alberger offered for the consideration of the House a resolution, in the words following:

Whereas, His Excellency, the Governor, recommends in his annual message the appointment of a board of commissioners to represent this State and its industrial and other interests, in the Centennial Exhibition soon to be held in the city of Philadelphia; and,

Whereas, The managers of said exhibition advise that each State shall select a commission not exceeding five in number, for the purpose

of organizing their respective States, and securing a suitable representation of the same in the exhibition; therefore, be it

Resolved (if the Senate concur), The Governor be and he is hereby authorized to appoint five citizens to be commissioners, who shall represent the State of New York in all matters connected with or pertaining to the Centennial Exhibition. The said commissioners to receive no compensation for their services or expenses. In addition to the commissioners herein provided, the commissioners and alternate appointed by the President of the United States for the State at large shall be included as members of the commission herewith created.

Mr. Kshinka offered for the consideration of the House a resolution, in the words following:

Resolved, That the Comptroller be directed to furnish to this House a statement of all the moneys paid by the State for lithographing from the year 1860 to the year 1874, said statement to show the total amount paid each year, and to specify the offices and departments the work was executed for, and the amount paid for each office and department; also, whether the work was done under written contract or otherwise.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to confirm the official acts of Sidney P. Morse, a justice of the peace in and for the town of Friendship, Allegany county, and to enable him to file his oath of office," which was read the first time; and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act relative to filling in certain low lands in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to repeal chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That 1,000 extra copies of the Report of the Board of Managers of the New York State Inebriate Asylum be printed for the use of said board and superintendent.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following:

Resolved (if the Assembly concur), That 2,500 copies (with paper covers) of the Report of the Managers of the Willard Asylum for the Insane, for the year 1873, be printed for the use of the institution.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following:

Resolved (if the Assembly concur), That 500 copies of the annual report of the Canal Appraisers be printed with paper covers for the use of the appraisers.

Ordered, That said resolution be referred to the committee on public printing.

[Also, the following :

Resolved (if the Assembly concur), That 1,000 copies of the annual report of the Children's Aid Society be printed, 500 for the use of the Legislature and 500 for the use of the society.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following :

Resolved (if the Assembly concur), That 500 copies of the report of the Quarantine Commissioners be printed for the use of the health officer.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following :

Resolved (if the Assembly concur) That 1,000 copies of the fifty-sixth annual report of the Trustees of the New York State Library be printed for the use of said trustees.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following :

Resolved (if the Assembly concur), That 1,500 copies of the annual report of the new Capitol Commissioners be printed, with paper covers, 1,000 for the commissioners and 500 for the use of the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following :

Resolved (if the Assembly concur), That 3,000 copies of the annual report of the Board of Managers of the New York State Lunatic Asylum, at Utica, be printed, 2,000 for the use of the managers and 1,000 for the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Blumenthal presented a petition of John Gillen for back pay as policeman in the city of New York ; which was read and referred to the committee on affairs of cities.

Mr. Taylor presented twenty-one petitions of real estate owners for the extension of the limits of Rochester ; which were read and referred to the committee on affairs of cities.

Mr. Speaker presented a petition for the protection of fish in the bays north and south of Croton Point ; which was read and referred to the committee on internal affairs.

Mr. Burritt presented a petition of citizens of the village of Brookport, for vertical wall on the Erie canal in said village ; which was read and referred to the committee on canals.

Mr. Alberger presented petitions of citizens of Schenectady for vertical wall in the Erie canal ; which were read and referred to the committee on canals.

Mr. Oakley presented a petition in favor of the repeal of the present wharfage rates, as established by the act of 1870 ; which was read and referred to the committee on commerce and navigation.

Mr. Burritt presented a petition of citizens in reference to Rochester city extension ; which was read and referred to the committee on affairs of cities.

Mr. Burritt presented five remonstrances of 1,500 citizens of Monroe county against the extension of the limits of the city of Rochester ; which were read and referred to the committee on affairs of cities.

Mr. Goss presented seven remonstrances against the extension of the limits of the city of Rochester; which were read and referred to the committee on affairs of cities.

Messrs. Bulkley, Law, McQueen and Lynde, presented petitions of citizens, praying for a pro rata freight law; which were read and referred to the committee on railroads.

Messrs. McQueen, Batcheller and Oakley presented petitions of citizens to exempt bonds and mortgages from taxation; which were read and referred to the committee on ways and means.

Mr. Knapp presented a petition to change the name of the village of Warren to the name of the village of Haverstraw; which was read and referred to the committee on affairs of villages.

Mr. Bassett presented two petitions of the soldiers of 1812, for the payment of their just dues; which were read and referred to the committee on ways and means.

Mr. Oakley presented a petition of 450 citizens, in favor of the bill to increase the salaries of the police force in Long Island City; which was read and referred to the committee on affairs of cities.

Mr. Speaker presented a communication from the New York Cheap Transportation Company, which was read and referred to the committee on commerce and navigation.

Mr. Speaker presented a communication from the independent political party, relative to taxation, which was read and referred to the committee on the judiciary.

The order of business "third reading of bills" being announced, Mr. Weed moved that said order of business be laid on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bill entitled as follows:

"An act in relation to proceedings for the safe-keeping and care of lunatics."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Comstock, from said committee, reported in favor of the passage of said mentioned bill.

The question being on agreeing to said report,

Mr. Alvord moved to recommit said bill to the committee on the judiciary, with instructions to so frame said bill as to bring the case of a person charged with lunacy before a court and jury for examination.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alvord.

A count having been had, when the vote as announced was for the motion 20, against the motion 30.

Mr. Alvord then raised the point of order that a quorum had not voted.

Mr. Speaker then ordered the roll to be called, when the following gentlemen responded to the call of their names:

Alvord	Denniston	Landfield	Simon
Badger	Ely	Law	Sloan
Bennett	Farrar	Lawrence	H. Smith
Blessing	Fish	Lockwood	Speaker
Blumenthal	Foots	Lynde	C. S. Spencer
Bordwell	Goss	Melvin	Sullivan

Bostwick	Hammond	Murray	Taylor	
Braman	Hardy	Parry	Thorp	
Brewer	Hazelton	Philpot	Vedder	
Brown	Healey	Prince	Wahner	
Bulkley	Holden	Quinn	Weed	
Burritt	Hussey	Sanford	West	
Carpenter	Kirk	Scherman	Whalen	
Comstock	Knapp	Schifferdecker	Winfield	59
Daly	Kshinka	Sherwood		

Thereupon Mr. Weed moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

And, at 9 o'clock and 20 minutes, the House adjourned.

TUESDAY, FEBRUARY 17, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Hobart Cooke.

On motion of Mr. Prince, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Speaker announced the special order, being the bill entitled as follows :

"An act to provide for the support of government, and for other purposes."

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said bill.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Prince, from said committee, reported in favor of the passage of said mentioned bill, with amendments ; which report was agreed to, and said bill ordered engrossed and to a third reading.

And on motion of Mr. Batcheller said bill was ordered printed as amended, and to be placed on the files of members.

This being the day assigned by the rules for the consideration of general orders, Mr. Speaker announced that order of business.

Mr. Speaker then stated the pending question at the time of adjournment on Monday, February 16, to be upon the motion of Mr. Alvord to recommit the bill entitled "An act in relation to proceedings for the safe keeping and care of lunatics," to the committee on the judiciary, with instructions to so frame said bill as to bring the case of a person charged with lunacy before a court and jury for examination, said bill having been reported by Mr. Comstock from the committee of the whole in the words following :

Mr. Speaker, the committee of the whole have had under consideration the bill entitled "An act in relation to proceedings for the safe keeping and care of lunatics," have gone through with the same, have made no amendment thereto, and instructed the Chairman to report the same to the House, and recommend its passage.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the negative.

Mr. Beebe then moved to recommit said bill to the committee on the judiciary, retaining its place with instructions to amend the same by fixing a penalty for a violation of law by the physicians so appointed.

Mr. Batcheller moved to amend by striking out all after the word "amend" and inserting the following in lieu thereof: "Such certificate shall be approved by and under the hand and seal of a judge or justice of a court of record of the county or district in which the alleged lunatic resides; and said judge or justice may institute inquiry and take proofs as to any alleged lunacy before approving or disapproving of such certificate, and said judge or justice may in his discretion call a jury in each case to determine the question of lunacy."

Mr. Beebe accepted the amendment offered by Mr. Batcheller.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, as amended, and it was determined in the affirmative.

Mr. Prince, from said committee, reported said bill as directed by the House.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the Farmers' and Mechanics' Savings Bank of the village of Medina, county of Orleans."

"An act to further prescribe the duties and liabilities of the treasurer of Monroe county, and for other purposes."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Comstock, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave.

Mr. Whalen moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Comstock, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again:

By unanimous consent, Mr. Whalen introduced a bill entitled "An act to re-organize the village of Medina," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Whalen, and by unanimous consent, said bill was referred to the first committee of the whole.

On motion of Mr. Wagstaff, the bill entitled "An act to compel persons using copartnership names to record the names of the individual members thereof, with their places of residence," was recommitted to the committee on the judiciary.

On motion of Mr. Bennett, the bill entitled "An act to regulate the commissions of real estate brokers and real estate agents in the sale of land," was recommitted to the committee on the judiciary, retaining its place on general orders.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,' passed May 11, 1869."

"An act to re-organize the village of Medina."

"An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Farrar, from said committee, reported in favor of the passage of said first mentioned bill, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Farrar, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Whalen moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Farrar, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Prince moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to the report of the committee of the whole, and it was determined in the affirmative.

Mr. Speaker presented the annual report of the State Engineer and Surveyor, on companies navigating lakes and rivers for the year 1873, which was laid upon the table and ordered printed.

(See Doc. No. 57.)

Also, a communication from the Governor, submitting a statement of the pardons, commutations and reprieves granted by me during the year 1873, with a brief statement of the reasons therefor, which was laid upon the table and ordered printed.

(See Doc. No. 56.)

Mr. Speaker presented a communication, in the words following:

ALBANY, February 17, 1874.

To the Honorable the Assembly of the State of New York:

Gentlemen: You are respectfully invited to attend a lecture under the auspices of the Patriotic Order Sons of America, by the Rev. R. W. Clark, at the First Reformed church, North Pearl street, on Sunday evening, February 22. The lecture and services are to commemorate the anniversary of the birthday of Washington.

J. BRYANT GILMAN,

Chairman of Committee.

E. J. HUGHES, *Secretary.*

On motion of Mr. Vedder, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN.

The House again met.

Pursuant to previous resolution of the Assembly, Mr. Speaker announced "general orders of the day."

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford.'"

Senate, "An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870."

"An act in relation to the United States deposit fund."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Phillips, from said committee, reported in favor of the passage of said first mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Phillips, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Phillips, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Hammond moved to recommit said bill to the committee on public education, retaining its place, with instructions to amend the same by striking outfall after the word "State" on line two, down to and including the word "commissioners."

Also, add at the end of section the words: "after the same shall have come into their hands."

Mr. Batcheller moved to amend by instructing said committee to strike out the enacting clause of said bill.

Mr. Alberger moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hammond, as amended, and it was determined in the affirmative.

Said bill was so recommitted.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to ratify and confirm the proceedings by and on behalf of tax payers of the town of Canton, in St. Lawrence county, for the appointment of commissioners to make and execute the bonds of said town, and invest them in the stock of the Adirondack Company, to aid said company in constructing a railroad, and to confirm the order of the county judge of said county appointing such commissioners."

"An act to supply the village of Niagara City with pure and wholesome water."

"An act to amend the several acts in relation to the Industrial Exhibition Company, and to authorize the issuing of bonds for the purposes of its organization."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Wagstaff, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Wagstaff, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

Mr. Vedder moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at 9 o'clock and 30 minutes, the House adjourned.

WEDNESDAY, FEBRUARY 18, 1874.

The House met pursuant to adjournment.

Prayer by Rev. D. Dorrell.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to further amend an act passed April 20, 1866, entitled 'An act supplementary to the act entitled An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend an act entitled 'An act to incorporate the New York Floating Dry Dock Company,' passed April 18, 1843," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act in regard to serving citations upon minors and special guardians," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend the act entitled 'An act in relation to the fees of the sheriff of the city and county of New York, and to the fees of referees in sales in partition cases,' passed May 4, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to confer additional powers upon the Metropolitan police, relating to the inspection of steam boilers,' passed April 9, 1862; also, to amend an act entitled 'An act in relation to the inspection of steam boilers, except in the Metropolitan district,' passed June 22, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to prevent persons from obtaining employment in positions of trust upon forged and false papers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend chapter 435 of the Laws of 1868, entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter.'"

"An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building known as the Genesee school building, and also for furnishing the same and the Madison park school building."

"An act authorizing Union Free School District No. 1 of the town of Athens to issue bonds and to borrow money for the purpose of erecting school buildings and purchasing a site."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" with a message that they had concurred in the passage of the same, with the following amendments:

Section 1, line 24, strike out the word "one," and insert the word "five."

Same line, strike out the words "and fifty."

Line 30, strike out the word "thirty," and insert the word "fifty."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Eastman	W. Miller	G. W. Spencer
Allen	Ely	Morey	Stacy
Alvord	Farrar	Murray	Stephens
Batcheller	Fish	Oakley	Sullivan
Biglin	Gregory	O'Callaghan	Sunderlin
Blessing	Gurnee	Parry	Taylor
Blumenthal	Hiller	Persons	Tewksbury
Bordwell	Houghton	Petty	Thorp
Bostwick	Jones	Philpot	Vedder
Brown	Kshinka	S. G. Pope	Waehner
Bulkley	Landfield	Prince	Wagstaff
Carpenter	Law	Sanford	Weed
Cauldwell	Lawrence	Schifferdecker	West
Chadwick	Lincoln	Sherwood	Whalen
Clark	Lockwood	Simon	Wight
Colahan	Lynde	Sloan	Winfield
Comstock	Mackin	H. Smith	C. B. Wood
Coughlin	Manley	Speaker	P. Woods
Daly	McAfee	C. S. Spencer	Worth
Donahue	McGroarty		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend chapter 883 of the Laws of 1833, entitled 'An act to regulate the fees of coroners,'" with a message that they had concurred in the passage of the same, with the following amendments:

Section 1, line 7, strike out the word "all" and insert the word "such." Strike out all after the word "duties" in line 9, and insert the following: "as shall be allowed by the board of supervisors."

Section 2, line 8, after the word "be" insert the words "fixed by the board of supervisors and to be."

Section 3, strike out all after the word "receive" in line 6, and insert the words "the same compensation as is allowed witnesses in courts of record in civil actions."

Add the following as section four:

"§ 4. Whenever a surgeon shall be called upon to testify in any criminal proceedings concerning a post-mortem examination made by him at the request of a coroner, he shall be allowed the same traveling fees and per diem pay as is allowed witnesses in court of record in civil actions, and the same shall be a county charge."

Amend the title by striking out the word "eighty" and inserting the word "thirty." Strike out the word "thirty" and insert the word "seventy."

The amendments having been read,

Mr. Prince moved that the Assembly non-concur in said amendments, and that a committee of conference be appointed thereon, and request a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed Messrs. Prince, Wagstaff, C. S. Spencer, Wight and Beebe, as such committee on the part of the Assembly.

Ordered, That the Clerk return said bill to the Senate, with a message informing of non-concurrence in their amendments, and request a committee of conference thereon.

Mr. Speaker presented a communication from the Commissioners of the Department of Public Parks of the city of New York, which was read and referred to the committee on affairs of cities.

Mr. Kahinka introduced a bill entitled "An act in relation to a bridge across the Erie canal, above Van Rensselaer manor grounds, to the lumber district, in the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Sherwood introduced a bill entitled "An act for extending the time for collecting taxes in the village of Whitney's Point, in the county of Broome," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Hiller introduced a bill entitled "An act to amend an act entitled 'An act in relation to the manual labor school upon the Tonawanda Reservation,' passed March 25, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to authorize the village of Dunkirk to purchase certain real estate in said village known as the 'Arsenal,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes," which was read the first time, and by unanimous

consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Farrar introduced a bill entitled "An act to amend an act entitled 'An act to authorize the trustees of the village of Kinderhook to borrow money, to be expended in the purchase of a lot of ground and the erection thereon of a suitable building adapted to the purposes of a public hall and a room for a fire engine, for the use of said village,' passed April 29, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Alberger introduced a bill entitled "An act to authorize the trial of a system of gates for canal locks, and their adjustment to the locks of the Erie and the Oswego canals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act to reduce the expenses of publishing election notices in the county of Erie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to authorize a tax of one-seventh of a mill per dollar of valuation for the payment of the awards of the Canal Appraisers and of the Canal Board, and to pay certain certificates of indebtedness on interest now outstanding," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year, commencing on the 1st day of October, 1874," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. W. Miller introduced a bill entitled "An act to amend the charter of the village of Little Falls, N. Y.," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. McGroarty introduced a bill entitled "An act to provide for the opening, regulating and improving of Fulton avenue, in the town of New Lots, Kings county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Melvin introduced a bill entitled "An act to provide for an additional justice of the peace in and for the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Worth introduced a bill entitled "An act to confirm, reduce and levy a certain assessment in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Morey introduced a bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of this State,' passed April 12, 1848," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Coughlin introduced a bill entitled "An act to amend the act passed May 16, 1873, in relation to the Eastern Boulevard in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Biglin introduced a bill entitled "An act to provide a feasible, safe and economical system of rapid transit through the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to authorize the construction of a railroad in Fourteenth street, and in certain other streets and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Ryan introduced a bill entitled "An act to authorize the construction of a railway, and to run cars thereon for the transportation of passengers, in certain streets and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Hayes introduced a bill entitled "An act to amend chapter 335 of the Laws of 1873, entitled 'An act to re-organize the local government of the city of New York,' passed April 30, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Scherman introduced a bill entitled "An act for the further protection to private property," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wagstaff introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Union League Club of the city of New York,' passed February 16, 1865," and the act amendatory thereof, passed March 26, 1867, which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to make further provisions for the audit and payment of the claims and expenses mentioned in act chapter 508 of the Laws of 1872, being the expenses of conducting civil and criminal suits and prosecutions growing out of the frauds upon the treasury of the city and county of New York, which were brought to light in 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to repeal chapter 429 of the Laws of 1873, entitled 'An act in relation to armories in the county of New York,' passed May 7, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to incorporate the Sterling Life Policy Loan and Trust Company of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Comstock introduced a bill entitled "An act to repeal chapter 307 of the Laws of 1872, entitled 'An act extending the provisions of certain laws permitting municipal corporations to aid in the construction of rail-

roads in the village of Middleport, in the county of Niagara,' passed April 22, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Alvord introduced a bill entitled "An act to amend an act entitled 'An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873, and an act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Barrow introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wood introduced a bill entitled "An act re-appropriating certain funds to the State Homœopathic Asylum for the Insane at Middletown, N. Y.," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Oakley introduced a bill entitled "An act to incorporate the Long-shoreman Protective and Benevolent Association of Long Island City," which was read the first time, and by unanimous consent was also read the second time; and referred to the committee on the judiciary.

Mr. S. G. Pope introduced a bill entitled "An act to incorporate the Catholic Benevolent Society of the city of Ogdensburg," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Shattuck introduced a bill entitled "An act to provide for the payment of certain certificates issued to the militia of the State of New York for expenses incurred in the war of 1812," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Petty introduced a bill entitled "An act to change the mode and time of publishing notices of general and special elections, and to invest the boards of supervisors of the several counties with additional powers relative to printing and publishing the Session Laws and any other matter required by law to be printed by said board," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same, and to provide for the payment thereof, and to remove the county clerk's office in said county to such building," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Davis introduced a bill entitled "An act to amend an act entitled 'An act requiring canal superintendents to publish monthly abstracts of their official disbursements,' passed March 25, 1853," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Law introduced a bill entitled "An act in relation to the publication of the Session Laws in the county of Washington, and to except said county from the operation of the provisions of section 1 and section 2 of chapter 280 of the Session Laws of 1845, being an act entitled 'An act for the publication of the Session Laws in two newspapers in each county of this State,' passed May 14, 1845," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wight introduced a bill entitled "An act to repeal title 15 of chapter 8 of part 3 of the Revised Statutes, entitled 'Of the foreclosure of mortgages by advertisement,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Cauldwell introduced a bill entitled "An act supplementary to an act entitled 'An act to incorporate the Westchester County Trust Company,' passed April 8, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Worth introduced a bill entitled "An act to improve and increase the facilities for doing business in the city of Brooklyn, and to provide for the opening of a street therefor, to be known as River street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act in relation to the fees and compensation of certain officers in the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Weed introduced a bill entitled "An act in relation to Free Union School District No. 1, of the town of Plattsburgh," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Comstock introduced a bill entitled "An act to amend an act entitled 'An act to amend chapter 863 of the Laws of 1867, entitled An act to construct a bridge over Tonawanda creek, in the counties of Erie and Niagara, and to provide means therefor,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Batcheller introduced a bill entitled "An act to reduce the number of highway commissioners and assessors, and to authorize the election of town auditors in the town of Saratoga Springs, in the county of Saratoga, and to prescribe their powers and duties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Speaker introduced a bill entitled "An act for the relief of the Peekskill Manufacturing Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Coffey introduced a bill entitled "An act to open, grade, pave, curb, gutter and flag Dikeman street and Van Dyke street, from Dwight street to Otsego street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to open, grade, pave, curb, gutter and flag Ferris street, from Dikeman street to Elizabeth street, in the city of

Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to open, grade, pave, curb, gutter and flag Partition street, from Richard street to Otsego street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to open, grade, pave, curb, gutter and flag Tremont street, William street and King street, from Richard street to Columbia street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to the city court of Yonkers,' passed March 8, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act relating to the supreme court, and to the election of a judge of the court of common pleas, in and for the city and county of New York,' passed April 27, 1870," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to amend chapter 408 of the Laws of 1870, entitled 'An act relating to the supreme court, and to the election of a judge of the court of common pleas, in and for the city and county of New York,' which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to regulate the official advertising of the city of Albany," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to lands of which parties die seized,' passed May 21, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to repeal chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to confirm the official acts of Sidney P. Morse, a justice of the peace in and for the town of Friendship, Allegany county, and to enable him to file his oath of office," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend the charter of the village of Potsdam," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Sanford, and by unanimous consent, said bill was ordered engrossed and to a third reading.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to incorporate the fire department of the village of Saugerties," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to Second avenue, in the town of New Utrecht," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to ratify and confirm the proceedings to incorporate the religious society known as the Rectors, Church Wardens and Vestrymen of the church of the Heavenly Rest, in the city and county of New York, and to legalize and confirm its acts," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to amend section 11 of chapter 744 of the Laws of 1867, entitled 'An act to define the objects of the New York State Institution for the Blind, and to provide for its management,' passed April 24, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and counties," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 1,000 extra copies of the Report of the Board of Managers of the New York State Inebriate Asylum, for use of said board and superintendent, reported in favor of the passage of the same, in words following:

Resolved (if the Assembly concur), That 1,000 extra copies of the Report of the Board of Managers of the New York State Inebriate Asylum be printed for the use of said board and superintendent.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 1,500 copies of the annual report of the new Capitol Commissioners, with paper covers, 1,000 for the commissioners and 500 for the Legislature, reported in favor of the passage of the same, in the words following:

Resolved (if the Assembly concur), That 1,500 copies of the annual report of the new Capitol Commissioners be printed, with paper covers, 1,000 for the commissioners and 500 for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 3,000 copies of the annual report of the Board of Managers of the New York State Lunatic Asylum, at Utica, 2,000 for use of managers and 1,000 for the Legislature, reported in favor of the passage of the same, in the words following:

Resolved (if the Assembly concur), That 3,000 copies of the annual report of the Board of Managers of the New York State Lunatic Asylum, at Utica, be printed, 2,000 for the use of the managers and 1,000 for the Legislature.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing the Report of the Managers of the Willard Asylum for the Insane, for 1873, for the use of the institution, reported in favor of the passage of the same, in words following:

Resolved (if the Assembly concur), That 2,500 copies (with paper covers) of the Report of the Managers of the Willard Asylum for the Insane, for the year 1873, be printed for the use of the institution.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 500 copies of the Report of the Quarantine Commissioners, for the use of the health officer, reported in favor of the passage of the same, in words following:

Resolved (if the Assembly concur), That 500 copies of the report of the Quarantine Commissioners be printed for the use of the health officer.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 1,000 copies of the fifty-sixth annual report of the Trustees of the New York State Library, for the use of said trustees, reported in favor of the passage of the same, in words following:

Resolved (if the Assembly concur) That 1,000 copies of the fifty-sixth annual report of the Trustees of the New York State Library be printed for the use of said trustees.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 500 copies of the annual report of the Canal Appraisers, with paper covers, for use of

appraisers, reported in favor of the passage of the same, in words following:

Resolved (if the Assembly concur), That 500 copies of the annual report of the Canal Appraisers be printed with paper covers for the use of the appraisers.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 1,000 copies of the annual report of the Children's Aid Society, 500 for the use of the Legislature, and 500 for the use of the Society, reported in favor of the passage of the same, in words following:

Resolved (if the Assembly concur), That 1,000 copies of the annual report of the Children's Aid Society be printed, 500 for the use of the Legislature and 500 for the use of the society.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Wagstaff, from the committee on the militia, to which was referred the bill entitled "An act to regulate the compensation to be received by the members of the National Guard of the State of New York, in the counties of Steuben and Onondaga," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to provide for the purchase of a new school-house site and erection of a new school-house thereon and for the sale of the present school-houses and sites in school district No. 2 of the town of Kinderhook, county of Columbia," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to incorporate the Delhi Lyceum," reported adversely thereto, which report was agreed to.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to incorporate the Sans Souci Club of Lansingburgh," reported adversely thereto, for the reason that it can be incorporated under the general law.

On motion of Mr. Dickson, the report was disagreed with, and said bill committed to the committee of the whole.

Mr. Chadwick, from the committee on civil divisions, to which was referred the bill entitled "An act to equalize representation in the board of supervisors of Warren county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick presented the annual report of the Regents of the University; which was laid upon the table and ordered printed.

(See Doc. No. 59.)

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to authorize the board of educa-

tion of Union Free School District No. 1, of the town of Ovid, in the county of Seneca, State of New York, to sell and convey a portion of the land occupied as a site for the school-house of said district," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hazelton, said bill was ordered engrossed and to a third reading.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in this State, and to amend chapter 327 of the Laws of 1873, amendatory thereof,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Comstock presented a petition of residents of the county of Niagara, asking for the repeal of chapter 307 of the Laws of 1872; which was read and referred to the committee on railroads.

Mr. Fish presented a petition of several hundred citizens of the town of Phillipsburg, Putnam county, against the division of said town; which was read and referred to the committee on internal affairs.

Mr. Coughlin presented a protest of citizens against the passage of the bill provided for the extension of the elevated railroad through Forty-second street, N. Y. city; which was read and referred to the committee on railroads.

Mr. Persons presented a petition for the repeal of chapter 80 of the Laws of 1870, as relates to exemption from taxation; which was read and referred to the committee on ways and means.

Mr. Fish presented two petitions of citizens, praying for the division of the town of Phillipstown; which were read and referred to the committee on internal affairs.

Mr. Brewer presented petitions of citizens to pay the soldiers of 1812; which were read and referred to the committee on ways and means.

Messrs. Morey and Townsend presented petitions of citizens of the town of Caledonia, in favor of changing the State road between Le Roy, Genesee county, and Caledonia, Livingston county; which were read and referred to the committee on ways and means.

Mr. Davis presented a petition of citizens of Washington county for enlargement and improvement of channel of Wood creek; which was read and referred to the committee on ways and means.

Mr. Kshinka presented a petition of the mayor and others of Albany, asking the building of an iron bridge over the canal above the Rensselaer Manor grounds; which was read and referred to the committee on canals.

Also, a petition of citizens of Albany, for re-organizing the board of assessors; which was read and referred to the committee on affairs of cities.

Messrs. Goss and Burritt presented remonstrances against the extension of the limits of the city of Rochester; which were read and referred to the committee on affairs of cities.

Messrs. Prince, Houghton and Allen presented petitions of citizens asking for the exemption of bonds and mortgages from taxation; which were and referred to the committee on ways and means.

Messrs. Shattuck, Burritt, Sanford, McQueen and Comstock presented petitions of citizens asking for a pro rata freight bill; which were read and referred to the committee on railroads.

Messrs. Wagstaff and C. S. Spencer presented petitions of merchants of the city of New York, for improving the canals of this State; which were read and referred to the committee on canals.

Messrs. Beecher and Wagstaff presented petitions of citizens in favor of aiding the Broadway Underground railway; which were read and referred to the committee on railroads.

Mr. Kshinka presented a petition of the citizens of Albany, for amending the police law; which was read and referred to the committee on affairs of cities.

Mr. Farrar presented a petition of citizens of the village of Kinderhook, asking for a passage of a law authorizing them to raise money to build a public hall; which was read and referred to the committee on affairs of villages.

Mr. Wagstaff presented a memorial of the New York Catholic Protector, for an appropriation; which was read and referred to the committee on ways and means.

Mr. Comstock presented petitions of tax payers, asking for the passage of a law providing a penalty for violation of laws by town or city officers; which were read and referred to the committee on the judiciary.

Mr. Braman offered for the consideration of the House a resolution, in the words following:

Resolved, That the commissioners appointed under and by virtue of chapter 713 of the Laws of 1873, "An act for the improvement of the navigation of the Hudson river, and to make an appropriation therefor," be required within ten days hereafter to report to this House the amount expended, work done under their direction, where and by whom said work was done, and what amount was paid to each individual or company in the prosecution of said work; the report to be referred to the committee on ways and means of this House.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved, That the Auditor of the Canal Department be and is hereby directed to report to this House, within five days, the exact amount of awards made by the Canal Appraisers for canal damages for the calendar years 1870, 1871, 1872 and 1873, for the payment of which appropriations have been made by the Legislatures of 1871, 1872 and 1873, and the necessary amount required to be appropriated at this session for awards made in 1873; and also to report the exact amount awarded (included in the awards made in the above years) on the rehearing of the 260 claims known as the "Black River Canal and Improvement North Lake Reservoir" claims, filed under special act of the Legislature, chapter 598, Laws of 1869.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Phillips offered for the consideration of the House a resolution, in the words following:

Whereas, The recent defalcation in the office of the State Treasurer, owing to absence from his official business; and,

Whereas, The general monetary affairs of the country demand a more rigid accountability of public affairs, as well as a more economical administration of the government; and,

Whereas, The interests of the people demand the entire service of the officers elected by them, and that no more clerks should be employed in the several State offices than are necessary for a prompt, thorough and honest discharge of the duties of the several offices; therefore, for the purpose of ascertaining whether a more economical administration is not possible, be it

Resolved, That the committee on ways and means be and they are hereby instructed to inquire into the general administration of the public offices of the State, and report to this House, as soon as practicable, what portion of the year each head of the several departments of the State government devotes to his official duties; and, also, the number of hours usually spent each day in the discharge of those duties; and, also, if either of the heads of said departments are engaged in any private business or undertaking demanding a portion of his time, and the said committee are hereby instructed to report the name of each clerk or employee in each of the several departments of the State government, the compensation paid to each, the time devoted by each person to the service of the State, and whether such clerk or employee is devoting any portion of his time to any other business or occupation.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Eastman offered for the consideration of the House a resolution, in the words following:

Whereas, It is demanded by the press and the people of New York that a more thorough and extended inquiry into the street cleaning department of New York is necessary for a satisfactory investigation of the same; therefore,

Resolved, That the committee on affairs of cities, having the investigation in charge, be directed to inquire into the entire system of street cleaning in New York city, the best methods of remedying the evils that are complained of, and to report the same to this House.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Nice offered for the consideration of the House a resolution, in the words following:

Whereas, The labors in the sergeant-at-arms' room, as connected with the documents, have increased so that the present force employed is hardly able to promptly perform them, for the twelve or fifteen hours daily required, and as such labors are constantly and rapidly accumulating, we consider it necessary to comply with the request of the superintendent in charge, and furnish him assistance; therefore,

Resolved, That Benjamin F. Betts be and is hereby appointed assistant superintendent of documents, and that he be allowed the same compensation and paid in the same manner as the assistant sergeant-at-arms, and that such appointment continue during the session of 1874.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Alberger called from the table the resolution previously offered by him, in the words following:

Whereas, His Excellency, the Governor, recommends in his annual message the appointment of a board of commissioners to represent this State and its industrial and other interests, in the Centennial Exhibition soon to be held in the city of Philadelphia; and,

Whereas, The managers of said exhibition advise that each State shall select a commission not exceeding five in number, for the purpose of organizing their respective States, and securing a suitable representation of the same in the exhibition; therefore, be it

Resolved (if the Senate concur), The Governor be and he is hereby authorized to appoint five citizens to be commissioners, who shall represent the State of New York in all matters connected with or pertaining to the Centennial Exhibition. The said commissioners to receive no compensation for their services or expenses. In addition to the commissioners herein provided, the commissioners and alternates appointed by the President of the United States for the State at large shall be included as members of the commission herewith created.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Batcheller called from the table the concurrent resolution relative to taxation, in the words following:

Whereas, The Comptroller, in his last annual report, states that it is believed that not more than one-third in value of the property liable to taxation is placed upon the assessment rolls, also, that two-thirds escape taxation, and of this two-thirds the great bulk is owned and controlled by wealthy men and capitalists, leaving the burden of taxation to be borne by those in moderate circumstances and who are least able to bear it; therefore,

Resolved (if the Assembly concur), That the finance committee of the Senate and the committee on ways and means of the Assembly be instructed to meet jointly, at an early day, with a view of taking up the whole subject of taxation, for the purpose of devising some plan by which the burden of taxation may be equally distributed upon the property of the State, and if possible, that all property, real and personal, may be assessed at its full value, and that said committee, acting jointly, be instructed to report by bill as soon as possible.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Fish called from the table the resolution previously offered by him, in the words following:

Resolved, That the sheriff, county clerk and register of the county of New York are hereby directed to report to this House within ten days the amount of fees collected in their several offices during the year 1873.

Mr. C. S. Spencer moved to amend said resolution by adding after the words "New York," the words "and of the county of Putnam."

Mr. Fish accepted said amendment.

Mr. P. Woods then moved to amend by striking out the words "of the county of New York and of the county of Putnam," and insert in lieu thereof the words "of every county of this State."

Mr. Lincoln moved that this whole subject lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Pending the question,

The hour of 12 o'clock having arrived, Mr. Speaker announced the

special order, being the final passage of the "Concurrent resolution proposing amendments to article five of the Constitution."

Mr. Speaker put the question whether the House would agree to the adoption of said resolution, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 42 }
{ NOES 76 }

Those who voted in the affirmative, were

Alberger	Bulkley	Hiller	Philpot
Allen	Burritt	Landfield	S. G. Pope
Alvord	Chadwick	Lincoln	Prince
Barrow	Davis	Lockwood	Sanford
Batcheller	Denniston	Lynde	Sloan
Bennett	Dickson	McAfee	Snyder
Biglin	Eastman	W. Miller	Speaker
Bostwick	Fish	Morey	Sunderlin
Braman	Goss	Nice	Townsend
Brewer	Gregory	Petty	Vedder
Brown	Hardy		

Those who voted in the negative, were

Abeel	Farrar	Manley	H. Smith
Badger	Foote	McGroarty	J. W. Smith
Beebe	Gurnee	McQueen	C. S. Spencer
Beecher	Hammond	Melvin	Stacy
Blessing	Hayes	E. Miller	Stover
Blumenthal	Hazleton	Murray	Sullivan
Bordwell	Healey	Oakley	Taylor
Coffey	Hoag	O'Callaghan	Thorp
Carpenter	Holden	Parry	Waehner
Cauldwell	Houghton	Patten	Wagstaff
Clark	Hussey	Persons	Weed
Cleary	Johnson	Phillips	West
Colahan	Jones	Quinn	Whalen
Comstock	Kirk	Ryan	Witbeck
Coughlin	Knapp	Scherman	Wight
Daly	Kshinka	Schifferdecker	Winfield
Deane	Law	Shattuck	C. B. Wood
Donahue	Lawrence	Sherwood	P. Woods
Ely	Mackin	Simon	Worth

Mr. C. S. Spencer moved to reconsider said vote.

Mr. Vedder moved that that motion lay upon the table.

Mr. Weed moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Vedder, and it was determined in the negative.

{ AYES 44 }
{ NOES 64 }

Those who voted in the affirmative, were

Alberger	Burritt	Hardy	S. G. Pope
Allen	Chadwick	Hiller	Prince
Alvord	Davis	Landfield	Sanford
Barrow	Deane	Lincoln	Scherman
Batcheller	Denniston	Lockwood	Schifferdecker
Bennett	Dickson	Lynde	Sherwood
Bostwick	Eastman	McAfee	Sloan
Braman	Fish	W. Miller	Snyder
Brewer	Foots	Morey	Speaker
Brown	Goss	Nice	Sunderlin
Bulkley	Gregory	Philpot	Vedder

Those who voted in the negative, were

Abeel	Farrar	McGroarty	Stacy
Badger	Gurnee	Melvin	Stover
Beebe	Hammond	E. Miller	Sullivan
Blessing	Hazelton	Murray	Taylor
Blumenthal	Healey	Oakley	Thorp
Bordwell	Hoag	O'Callaghan	Waehner
Coffey	Houghton	Parry	Wagstaff
Cauldwell	Hussey	Patten	Weed
Clark	Johnson	Persons	West
Cleary	Jones	Phillips	Whalen
Colahan	Kirk	Quinn	Witbeck
Comstock	Knapp	Ryan	Wight
Coughlin	Kshinka	Simon	Winfield
Daly	Law	H. Smith	C. B. Wood
Donahue	Lawrence	J. W. Smith	P. Woods
Ely	Mackin	C. S. Spencer	Worth

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative.

{ AYES 48 }
{ NOES 67 }

Those who voted in the affirmative, were

Alberger	Burritt	Hardy	S. G. Pope
Allen	Carpenter	Hiller	Prince
Alvord	Chadwick	Landfield	Sanford
Barrow	Davis	Lincoln	Scherman
Batcheller	Deane	Lockwood	Schifferdecker
Bennett	Denniston	Lynde	Sherwood
Biglin	Dickson	McAfee	Sloan
Bostwick	Eastman	W. Miller	Snyder
Braman	Fish	Morey	Speaker
Brewer	Foots	Nice	Sunderlin
Brown	Goss	Petty	Townsend
Bulkley	Gregory	Philpot	Vedder

Those who voted in the negative, were

Abeel	Farrar	Mackin	Stacy
Badger	Gurnee	McGroarty	Stover
Beebe	Hammond	Melvin	Sullivan
Beecher	Hayes	E. Miller	Taylor
Blessing	Hazelton	Murray	Thorp
Blumenthal	Healey	Oakley	Waehner
Bordwell	Herrick	Parry	Wagstaff
Coffey	Hoag	Patten	Weed
Cauldwell	Holden	Persons	West
Clark	Houghton	Phillips	Whalen
Cleary	Johnson	Quinn	Witbeck
Colahan	Jones	Ryan	Wight
Comstock	Kirk	Shattuck	Winfield
Coughlin	Knapp	Simon	C. B. Wood
Daly	Kshinka	H. Smith	P. Woods
Donahue	Law	J. W. Smith	Worth
Ely	Lawrence	C. S. Spencer	

Mr. Speaker stated the pending question at the time of the hour arriving for the consideration of the special order to be upon the motion of Mr. P. Woods to amend the resolution of Mr. Fish by striking out the words "of the county of New York and of the county of Putnam," and inserting the words "of every county of the State."

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. P. Woods, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

{ AYES 58 }
{ NOES 41 }

Those who voted in the affirmative, were

Alberger	Burrill	Hiller	S. G. Pope
Allen	Carpenter	Houghton	Prince
Alvord	Chadwick	Hussey	Scherman
Badger	Clark	Landfield	Schifferdecker
Barrow	Comstock	Law	Sherwood
Batcheller	Deane	Lincoln	Sloan
Beecher	Denniston	Lockwood	Snyder
Bennett	Dickson	Lynde	Speaker
Biglin	Eastman	McAfee	Stover
Bordwell	Farrar	W. Miller	Townsend
Bostwick	Fish	Morey	Vedder
Braman	Foots	Parry	West
Brewer	Goss	Petty	Wight
Brown	Gregory	Philpot	Worth
Bulkley	Hardy		

Those who voted in the negative, were

Abeel	Ely	Knapp	Ryan
Beebe	Gurnee	Kshinka	Sanford

Blessing	Hammond	Lawrence	Shattuck
Blumenthal	Hayes	McGroarty	J. W. Smith
Coffey	Hazelton	Melvin	Waehner
Cauldwell	Healey	E. Miller	Wagstaff
Clary	Hoag	Murray	Weed
Colahan	Holden	O'Callaghan	Winfield
Coughlin	Johnson	Patten	C. B. Wood
Daly	Kirk	Quinn	P. Woods
Donahue			

On motion of Mr. Bennett,

Resolved, That the committee on the affairs of cities be discharged from the further consideration of the bill entitled "An act to provide for the opening and improvement of a portion of Grand street, in the city of Brooklyn, and the extension of the same, and improvement of such extension in Queens county, and to provide for the payment therefor," and that it be referred to the committee on roads and bridges.

Mr. Daly offered for the consideration of the House a resolution, in the words following:

Whereas, It is conceded that New York, as a commercial center, is rapidly losing its pre-eminence, by reason of the increased facilities afforded to, and the larger inducements held forth to traders and importers by rival cities on the Atlantic coast; and,

Whereas, The charges and duties imposed on our merchant marine entering the port of New York—veracious from their multiplicity and oppressive in the aggregate, not only evoke loud remonstrances, but tend absolutely to paralyze her trade and menace her supremacy; therefore,

Resolved, That the committee of commerce and navigation be instructed to investigate thoroughly, why New York is fast losing her relative supremacy, with a view of remedying existing abuses and of suggesting such reformatory legislation as the great commercial interests of that city imperatively demand.

Resolved, That as interest and commercial pride, alike urge the immediate consideration of this grave question, said committee be requested to make their report to this House on or before the 13th day of March next, and that said committee have power to send for persons and papers.

Said resolutions giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to repeal chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,'" be referred to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Sloan offered for the consideration of the House a resolution, in the words following:

Whereas, An emergency has arisen rendering it necessary for the committee on privileges and elections to employ a stenographer to report the proceedings in the matter of John I. Furbeck, contesting the seat of Charles Simon; therefore,

Resolved, That Matthew W. Tanner be and he hereby is authorized and employed to report the proceedings before said committee in said

matter, at a compensation of twenty-five (25) cents per folio (the usual price) for reporting and copying, such employment to continue only during such investigation, and that said committee be authorized to have such proceedings printed.

Mr. Speaker put the question whether the House would agree to the adoption of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 7 }

Those who voted in the affirmative, were

Alberger	Comstock	Holden	Ryan
Alvord	Coughlin	Houghton	Scherman
Badger	Daly	Hussey	Schifferdecker
Barrow	Deane	Johnson	Sloan
Beebe	Denniston	Knapp	Snyder
Bennett	Dickson	Kshinka	Speaker
Berri	Donahue	Manley	C. S. Spencer
Biglin	Ely	McGroarty	Stover
Blessing	Farrar	McQueen	Thorp
Blumenthal	Fish	Murray	Vedder
Bordwell	Foote	Nice	Wagstaff
Bostwick	Gregory	O'Callaghan	West
Brewer	Hammond	Parry	Whalen
Brown	Hardy	Patten	Witbeck
Bulkley	Hazelton	Petty	Wight
Burritt	Healey	Philpot	P. Woods
Chadwick	Hiller	G. Pope	Worth
Clark	Hoag		

Those who voted in the negative, were

Abeel	Lincoln	S. G. Pope	Sherwood
Cleary	Lynde	Sanford	

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Whereas, An emergency has arisen rendering it necessary for the committee on affairs of cities to employ a stenographer to report testimony in the matter of the street cleaning department of the city of New York; therefore,

Resolved, That P. J. Finn be and he is hereby authorized and employed to report the proceedings before said committee in said matter, at a compensation of twenty-five (25) cents per folio, usual price for the same.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 5 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Quinn
Alberger	Coughlin	Knapp	Ryan

Allen	Deane	Kshinka	Scherman
Alvord	Denniston	Landfield	Schifferdecker
Badger	Dickson	Law	Snyder
Batcheller	Ely	Lynde	Speaker
Biglin	Farrar	Manley	C. S. Spencer
Blessing	Fish	McAfee	Stover
Blumenthal	Foote	McGroarty	Vedder
Bordwell	Gregory	E. Miller	Wagstaff
Bostwick	Hayes	Morey	West
Brown	Hazelton	Murray	Whalen
Bulkley	Hiller	O'Callaghan	Wight
Burritt	Hoag	Parry	Winfield
Carpenter	Holden	Philpot	P. Woods
Chadwick	Johnson	G. Pope	Worth
Colahan	Jones		

Those who voted in the negative, were

Lincoln	Sherwood	J. W. Smith	Townsend
Sanford			

Indefinite leave of absence was granted to Mr. Bassett.

On motion of Mr. Worth, at 2 o'clock and 3 minutes, the House adjourned.

THURSDAY, FEBRUARY 19, 1874.

The House met pursuant to adjournment.

Prayer by Rev. D. Dorrell.

On motion of Mr. Melvin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That 2,000 copies of the report of the Commissioners to Revise the Statutes of the State, be printed for the use of the commissioners.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following:

Resolved (if the Assembly concur), That 2,000 copies of the report of the Managers of the Western House of Refuge be printed for the use of the managers.

Ordered, That said resolution be referred to the committee on public printing.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to authorize the trustees of the Clyde High School district, in the town of Galen, Wayne county, New York, to borrow money and issue bonds on certificates of indebtedness therefor, for the purpose of purchasing site and building and repairing school house in said district,

and furnishing the same," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Gurnee, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Johnson	Prince
Alberger	Colahan	Jones	Ryan
Allen	Comstock	Kirk	Sanford
Alvord	Coughlin	Knapp	Scherman
Badger	Daly	Kshinka	Shattuck
Barrow	Davis	Lincoln	Sherwood
Bassett	Deane	Manley	Simon
Batcheller	Dickson	McQueen	Sloan
Beebe	Eastman	Melvin	H. Smith
Beecher	Ely	Morey	J. W. Smith
Bennett	Farrar	Murray	Speaker
Biglin	Foote	Nice	C. S. Spencer
Blessing	Goss	Oakley	Stover
Blumenthal	Gregory	Parry	Thorp
Bordwell	Gurnee	Patten	Vedder
Brewer	Hardy	Persons	Waehner
Brown	Hazelton	Petty	West
Bulkley	Healey	Philpot	Whalen
Burritt	Hiller	G. Pope	Witbeck
Cauldwell	Houghton	S. G. Pope	Wight
Chadwick			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend the charter of Hobart (late Geneva) College."

"An act to incorporate the McCoy Fund."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to provide for the support of government, and for other purposes."

"An act to incorporate the Farmers and Mechanics' Savings Bank, of the village of Medina, county of Orleans."

"An act in relation to proceedings for the safe-keeping and care of lunatics."

"An act to amend an act entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,' passed May 11, 1869."

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to authorize owners of property on the Kent avenue basin, in the city of Brooklyn, to hold and construct docks," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to increase the number comprising the board of education of the Union Free School District, No. 1, of the town of Fort Edward, county of Washington," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

"An act to amend article 2 of title 10 of chapter 8 of part 3 of the Revised Statutes, relating to summary proceedings to recover the possession of land," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act in relation to county treasurers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the commissioners of the town of Plainfield, in the county of Otsego, appointed under and by virtue of chapter 364 of the Laws of 1866, to issue bonds, and with the proceeds thereof to pay the bonds heretofore issued by said town under and by virtue of said act, and now due," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to amend an act entitled 'An act concerning the proof of wills, executors and administrators, guardians and wards and surrogates' courts,' passed May 16, 1837," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

This being the day assigned by the rules for the consideration of general orders, Mr. Alvord moved to lay that order of business upon the table, for the purpose of taking up the order of business "introduction of bills," "reports of standing committees," and "third reading of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Stacy introduced a bill entitled "An act relative to sales of real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Denniston introduced a bill entitled "An act to provide for the care of the lands and buildings known as Washington Headquarters, in the city of Newburgh, and the property connected therewith," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. McQueen introduced a bill entitled "An act to enable the commissioners of highways of the several towns through which the Mohawk turnpike passes to contract," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Persons introduced a bill entitled "An act authorizing the treasurer of the First Presbyterian Church of Belleville to dispose of the property thereof," which was read the first time, and by unanimous consent was

also read the second time, and referred to the committee on the judiciary.

Mr. Melvin introduced a bill entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, drafts, checks, promissory notes, and the execution of contracts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Lockwood introduced a bill entitled "An act to regulate and protect the business of life insurance agents," which was read the first time, and by unanimous consent was also read the second time and referred to the committee on insurance.

Mr. Bulkley introduced a bill entitled "An act amending section 8 of chapter 820 of the Laws of 1869, entitled 'An act to amend an act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes, passed April 20, 1866, as to travel fees of constables,' passed May 10, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Eastman introduced a bill entitled "An act to change and fix the number of trustees in Union Free School District No. 5, in Rhinebeck, Dutchess county, and for regulating the time of the election of such trustees," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, the bill entitled "An act in relation to the High School in the city of Poughkeepsie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Wagstaff introduced a bill entitled "An act in relation to the Fifth avenue in the city of New York, and for the improvement thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Whalen introduced a bill entitled "An act to provide for the construction of vertical stone wall along the berm bank of the Erie canal east of Sprague bridge, on contract section No. 290, one opposite the stone quarry of Messrs. Holloway and Noomington, on the premises of Danly B. Sprague, near the village of Holley, and appropriating money therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Healey introduced a bill entitled "An act to regulate the leasing of stands and stalls in the public markets of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. C. S. Spencer introduced a bill entitled "An act for the promotion of rifle practice among the national guard," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Hiller introduced a bill entitled "An act to repeal an act entitled 'An act in relation to the inspection of steam boilers in the State of New York, except in the Metropolitan Police District,' passed June 22, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Taylor introduced a bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of completing public school buildings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Badger introduced a bill entitled "An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Scherman introduced a bill entitled "An act to amend an act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors, passed April 16, 1857, and the act amendatory thereof,' passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Barrow introduced a bill entitled "An act relating to the apportionment of school moneys to schools established on the Onondaga Indian Reservation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Blessing introduced a bill entitled "An act to provide for the extension of the West Side Elevated Railway in the city of New York, by the original stockholders and inventor thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Cleary introduced a bill entitled "An act to amend an act entitled 'An act to confer additional powers upon the Metropolitan police, relating to the inspection of steam boilers,' passed April 9, 1862, and for the better protection of life and property in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Oakley introduced a bill entitled "An act authorizing Hempstead and Jamaica Plank-road Company to collect increased tolls upon certain conditions," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Wood introduced a bill entitled "An act for the disposition of excise moneys and fines for intoxication within the village of Port Jervis, N. Y.," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Chadwick introduced a bill entitled "An act to relieve our courts of vexatious suits and protect peaceable citizens from being subjected to unjust costs in consequence of such suits," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Sullivan introduced a bill entitled "An act to amend an act entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,' passed April 11, 1865," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in regard to the employment and compensation of clerks to surrogates' courts in counties in which the population exceeds twenty thousand, and the duties of the office of county judge and surrogate are performed by the same person," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Bayridge Contracting Company,' passed May 21, 1872," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to define the duty of officers of the several towns of the State; also, the duties of the several judges and justices of the courts of the State in certain cases," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for the payment for the arrest, trial and conviction of all persons charged with the violation of certain provisions therein named, and for other purposes," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to protect the elections of voluntary political associations, and to punish frauds therein," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to regulate the costs in special proceedings to declare any person a lunatic, idiot, habitual drunkard, or person of unsound mind," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the police justices of the city of New York to appoint stenographers in their courts," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the certification of bank checks and other commercial paper," reported adversely thereto.

Mr. Prince dissented from said report.

Mr. Waehner moved to disagree with said report, and that said bill be referred to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so referred.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to repeal certain acts in relation to the publication of the Session Laws of this State," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to willful neglect of duty and violations of law by town or city officers," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes," reported adversely thereto.

Mr. Oakley moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

And said report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to incorporate The Longshoremens' Protection and Benevolent Association of Long Island City," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes,' passed April 20, 1866," reported in favor of the passage of the same, with the title amended so as to read "An act to amend chapter 692 of the Laws of 1866, in relation to the fees of justices of the peace and other officers," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Union League Club of the city of New York, passed February 16, 1865, and the act amendatory thereof,' passed March 26, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to prevent persons from obtaining employment in positions of trust upon forged or false papers," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act in relation to compensation for the consumption of gas and lighting and maintaining street lamps in such portions of the Twenty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to legalize an assessment contained in assessment roll No. 2320, assessors' series, ordered by the common council of the city of Buffalo to pay the compensation for land and property taken or injured in extending Bond street, from its present termination to Seneca street," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend the act passed May 16, 1873, in relation to the Eastern Boulevard in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to improve Fourth street in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to provide for the payment of the sala-

ries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to the 1st day of January, 1874," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend and consolidate the several acts relating to the city of Elmira," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to consolidate the government of the city and county of New York, and further regulate the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill entitled "An act in relation to the enforcement of mortgages on boats navigating the canals of this State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committees of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill entitled "An act for the relief of Amaziah Holbrook," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Erie canal, at Austin street, in the city of Buffalo, and to provide for the payment thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill entitled "An act for the appraisal and payment of damages to the Union Coarse Salt Company, the Salt Springs Solar Coarse Salt Company, the Salina Solar Coarse Salt Company, the Cape Cod Coarse Salt Company, the Salina Coarse and Fine Salt Company, and to R. N. & N. S. Gere," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill entitled "An act for the appraisal of damages to William Brown Smith and Edmund A. Powell," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on canals, to which was referred the bill entitled "An act making appropriations for the payment of the principal and interest on the canal debt for the fiscal year, commencing on the 1st day of October, 1874, and provide for the payment of the debt contracted under section 12, article 7 of the Constitution," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on canals, to which was referred the bill entitled "An act to amend an act entitled 'An act to alter, open and improve the canal in and along the west branch of Newtown creek, within the city of Brooklyn, to construct a bridge over the same, and

to alter the commissioners' map of the town of Bushwick, in relation thereto,' passed May 2, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill entitled "An act to amend the charter of the Hudson Suspension Bridge and New England Railway Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill entitled "An act to prevent encroachment and obstruction to the navigation of the water front of the city of Yonkers, and to authorize their removal and sale," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill was committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act amending section 27, title 1 of chapter 16, Revised Statutes, in relation to the applying of highway tax of railroads on certain highways," reported adversely thereto, which report was agreed to.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the Senate bill entitled "An act to authorize the village of Hornellsville to raise money to equip a fire department and build a village hall," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Lyons,' passed April 17, 1854, and the acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to amend chapter 658 of the Laws of 1873, entitled 'An act to incorporate the Albany Loan and Trust Company,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act to prevent extortion by gas companies," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act to prevent extortion by the Buffalo Gas-light Company, or any other gas-light company in the city of Buffalo," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act to amend an act entitled 'An act to regulate the size of of apple, pear and potato barrels,' passed May 12,

1862," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act to regulate the quality and price of illuminating gas, and to provide for the office of meter inspector for the cities of New York and Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled "An act to regulate the sale of illuminating gas manufactured by the Equity Gas-light Company of the eastern district of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards of said city," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the petition of Charles Durring and Louis Durring, to release the interest of the people of the State of New York in certain real estate, reported by bill entitled "An act to release the interest of the people of the State of New York in certain real estate to Charles Durring," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to amend chapter 133 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, so far as it applies to or affects the United German and French Roman Catholic Cemetery Association of the city of Buffalo," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder dissented from said report.

The Senate returned the bill entitled "An act to incorporate the Citizens Savings bank of Hornellsville," with a message informing that they had passed the same, with the following amendments:

Section 4, line 1, strike out the words "as such."

Section 9, subdivision 4, line 1, strike out the word "and," and insert in lieu thereof the words "secured by."

Section 8, line 6, after the word "societies" insert the words "but such deposit by any one of such persons, corporations or societies shall not exceed five thousand dollars."

Section 13, line 9, after the word "thereon" insert the words "and such securities shall not exceed ten per cent of those mentioned in subdivision three, and not more than forty per cent of those mentioned in subdivision 4 of that section."

At the end of section 13, after the word "therefor," add the words "nor shall more than five thousand dollars be loaned to one person, firm or corporation."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 97 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Ryan
Alberger	Coughlin	Kshinka	Sanford
Allen	Daly	Landfield	Soherman
Badger	Denniston	Lincoln	Sherwood
Barrow	Dickson	Lockwood	Simon
Bassett	Donahue	Lynde	Sloan
Batcheller	Eastman	Manley	H. Smith
Beebe	Ely	McAfee	J. W. Smith
Beecher	Farrar	McGroarty	Snyder
Bennett	Fish	McQueen	Speaker
Berri	Foote	Melvin	C. S. Spencer
Blessing	Goss	W. Miller	Stover
Blumenthal	Gregory	Morey	Sunderlin
Bordwell	Gurnee	Nice	Tewksbury
Bostwick	Hammond	Oakley	Thorp
Braman	Hardy	O'Callaghan	Vedder
Brewer	Hazelton	Parry	Wachner
Brown	Hoag	Patten	Wagstaff
Bulkley	Holden	Persons	Weed
Burritt	Houghton	Petty	West
Carpenter	Hussey	Phillips	Witbeck
Cauldwell	Johnson	G. Pope	Wight
Chadwick	Jones	S. G. Pope	C. B. Wood
Clark	Kirk	Prince	P. Woods
Cleary			

Ordered, That the Clerk return said bill to the Senate with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act relative to the salary of the recorder of the city of Utica," with a message that they had concurred in the passage of the same, with the following amendment:

At the end of section 1, line 5, of engrossed bill, after the word "thereof," add the following, "and paid quarterly by the treasurer of said board."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Knapp	Shattuck
Alberger	Cleary	Kshinka	Sherwood
Allen	Colahan	Landfield	Simon
Alvord	Comstock	Lincoln	Sloan
Badger	Coughlin	Lockwood	J. W. Smith
Barrow	Daly	Lynde	Snyder

Bassett	Deane	Manley	Speaker
Batcheller	Denniston	McGroarty	C. S. Spencer
Beebe	Dickson	Melvin	Stacy
Beecher	Eastman	E. Miller	Stephens
Bennett	Ely	Morey	Stover
Berri	Farrar	Murray	Sunderlin
Biglin	Fish	Nice	Taylor
Blessing	Foots	O'Callaghan	Thorp
Blumenthal	Gregory	Parry	Townsend
Bordwell	Gurnee	Persons	Vedder
Bostwick	Hiller	Petty	Washner
Braman	Hoag	Philpot	Weed
Brewer	Holden	G. Pope	West
Brown	Houghton	S. G. Pope	Whalen
Bulkley	Hussey	Prince	Wight
Burritt	Johnson	Sanford	Winfield
Carpenter	Jones	Scherman	P. Woods
Chadwick	Kirk		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

Mr. Wight offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to prevent persons from obtaining employment in positions of trusts upon forged and false papers," be substituted on general orders in place of Assembly bill No. 139, general orders 146.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to dissolve the Narrowsburgh Home Association."

The bill entitled "An act to amend chapter 767 of the Laws of 1872, entitled 'An act to establish the compensation of county judges and surrogates, pursuant to the 15th section of the amended 6th article of the Constitution,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Kirk	Scherman
Alberger	Clark	Knapp	Schifferdecker
Allen	Cleary	Kshinka	Shattuck
Alvord	Colahan	Landfield	Sherwood
Badger	Comstock	Lincoln	Simon
Barrow	Davis	Lockwood	Sloan
Bassett	Deane	Lynde	H. Smith
Batcheller	Dickson	Manley	Snyder
Beebe	Eastman	McQueen	Speaker

Beecher	Farrar	Melvin	C. S. Spencer
Bennett	Fish	W. Miller	Stacy
Berri	Foote	Morey	Stover
Biglin	Gregory	Nice	Sunderlin
Blessing	Gurnee	O'Callaghan	Tewksbury
Bordwell	Hammond	Parry	Townsend
Bostwick	Hardy	Persons	Vedder
Braman	Hazelton	Petty	Wagstaff
Brewer	Hiller	Phillips	Weed
Brown	Hoag	Philpot	West
Bulkley	Holden	S. G. Pope	Whalen
Burritt	Houghton	Prince	Wight
Carpenter	Hussey	Sanford	Winfield
Cauldwell	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Batcheller moved that the bill entitled "An act to provide for the support of government, and for other purposes," now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill being then announced for a third reading,

Mr. W. Miller moved to recommit said bill to the committee on ways and means, with instructions to amend by striking out from and including line 294, printed bill, down to and including line 300, and report the same forthwith.

Debate was had thereon, when

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. Miller, and it was determined in the affirmative.

{ AYES 57 {
 { NOES 48 {

Those who voted in the affirmative, were

Abeel	Davis	Kshinka	S. G. Pope
Alberger	Deane	Landfield	Quinn
Allen	Ely	Law	Ryan
Beebe	Foote	McAfee	Sherwood
Biglin	Gurnee	McGroarty	J. W. Smith
Blessing	Hammond	McQueen	Snyder
Blumenthal	Hardy	Melvin	Stephens
Burritt	Hayes	E. Miller	Sullivan
Coffey	Hazelton	W. Miller	Taylor
Cauldwell	Healey	Murray	West
Chadwick	Hoag	O'Callaghan	Winfield
Cleary	Jones	Parry	C. B. Wood
Colahan	Kirk	Patten	P. Woods
Coughlin	Knapp	Philpot	Worth
Daly			

Those who voted in the negative, were

Alvord	Bulkley	Hussey	Scherman
Badger	Clark	Lawrence	Schifferdecker
Barrow	Comstock	Lincoln	H. Smith
Bassett	Denniston	Lockwood	C. S. Spencer
Batcheller	Dickson	Lynde	Stacy
Beecher	Farrar	Manley	Stover
Bennett	Fish	Morey	Thorp
Bordwell	Goss	Persons	Townsend
Bostwick	Gregory	Petty	Vedder
Braman	Hiller	Phillips	Wagstaff
Brewer	Holden	Prince	Whalen
Brown	Houghton	Sanford	Wight

Pursuant to the order of the House, Mr. Batcheller, from the committee on ways and means, reported said bill as directed by the House.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger	Cleary	Knapp	Schifferdecker
Allen	Comstock	Kshinka	Shattuck
Alvord	Coughlin	Landfield	Simon
Badger	Daly	Lincoln	H. Smith
Barrow	Davis	Lockwood	J. W. Smith
Bassett	Deane	Lynde	Snyder
Batcheller	Denniston	Manley	C. S. Spencer
Beecher	Dickson	McAfee	Stacy
Bennett	Donahue	McGroarty	Stover
Biglin	Ely	McQueen	Sullivan
Blessing	Farrar	Melvin	Taylor
Blumenthal	Fish	W. Miller	Thorp
Bordwell	Foote	Morey	Townsend
Bostwick	Gregory	Parry	Vedder
Braman	Gurnee	Persons	Wagstaff
Brewer	Hammond	Phillpot	Weed
Brown	Hardy	G. Pope	West
Bulkley	Hazelton	S. G. Pope	Whalen
Burritt	Hiller	Prince	Wight
Coffey	Holden	Sanford	P. Woods
Chadwick	Houghton	Scherman	Worth
Clark			

Those who voted in the negative, were

Beebe	Kirk	Ryan	Sherwood
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Leave of absence was granted to Mr. Batcheller until 9 o'clock P. M., and to Mr. Tewksbury indefinitely.

On motion of Mr. Stacy, and by unanimous consent, the committee of the whole was discharged from the further consideration of the Senate bill entitled "An act to confirm the official acts of Sidney P. Morse, a justice of the peace in and for the town of Friendship, Allegany county, and to enable him to file his oath of office," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Kirk	Sanford
Alberger	Comstock	Knapp	Scherman
Allen	Coughlin	Kshinka	Schifferdecker
Alvord	Daly	Law	Sherwood
Badger	Deane	Lawrence	Sloan
Barrow	Denniston	Lincoln	Snyder
Bassett	Dickson	Lynde	C. S. Spencer
Batcheller	Donahue	Manley	Stacy
Beebe	Ely	McGroarty	Stover
Beecher	Farrar	Melvin	Sunderlin
Bennett	Fish	W. Miller	Thorp
Biglin	Foote	Morey	Townsend
Blessing	Goss	Parry	Vedder
Blumenthal	Gregory	Patten	Wagstaff
Bordwell	Griffin	Persons	Weed
Bostwick	Hardy	Petty	West
Braman	Hazelton	Phillips	Whalen
Brewer	Hiller	Philpot	Witbeck
Brown	Holden	G. Pope	Wight
Bulkley	Houghton	S. G. Pope	Winfield
Coffey	Hussey	Prince	C. B. Wood
Chadwick	Johnson	Ryan	P. Woods
Clark	Jones		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bordwell offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to supply the village of Niagara City with pure and wholesome water," be recommitted to the committee on affairs of villages, and retain its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to regulate the fare upon the Gloversville and Kingsboro Street Railroad, and the weight of rails to be used thereon," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lynde	Snyder
Alberger	Deane	Manley	C. S. Spencer
Allen	Denniston	McAfee	Stacy
Alvord	Donahue	McGroarty	Stephens
Badger	Farrar	W. Miller	Stover
Barrow	Foote	Morey	Sullivan
Bassett	Goss	Murray	Sunderlin
Beebe	Gregory	Nice	Taylor
Beecher	Hammond	Parry	Thorp
Bennett	Hardy	Patten	Townsend
Bordwell	Hoag	Persons	Vedder
Brewer	Holden	Petty	Wachner
Brown	Houghton	G. Pope	Wagstaff
Bulkley	Hussey	S. G. Pope	Weed
Burritt	Jones	Prince	West
Carpenter	Kirk	Sanford	Whalen
Cauldwell	Knapp	Scherman	Witbeck
Chadwick	Kshinka	Schifferdecker	Wight
Clark	Landfield	Shattuck	Winfield
Cleary	Law	Sherwood	C. B. Wood
Comstock	Leake	Simon	P. Woods
Coughlin	Lincoln	H. Smith	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to establish communication between Richmond county and New Jersey, incorporating the Tubular Transit Company of Staten Island,' passed June 9, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kshinka	Scherman
Alberger	Daly	Landfield	Shattuck
Alvord	Deane	Leake	H. Smith
Badger	Denniston	Lincoln	J. W. Smith
Barrow	Dickson	Lockwood	Snyder
Bassett	Farrar	Lynde	C. S. Spencer
Beebe	Fish	Manley	Stephens
Beecher	Foote	McAfee	Sullivan

Bennett	Goss	McGroarty	Taylor
Biglin	Gregory	Melvin	Thorp
Bordwell	Gurnee	W. Miller	Townsend
Brown	Hardy	Morey	Vedder
Bulkley	Hayes	Nice	Waehner
Burritt	Holden	Parry	West
Chadwick	Houghton	Persons	Whalen
Clark	Hussey	Philpot	Witbeck
Cleary	Jones	S. G. Pope	Wight
Colahan	Kirk	Prince	C. B. Wood
Comstock	Knapp	Ryan	P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act granting certain rights and privileges to the Gloversville and Northville Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 3 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lincoln	Scherman
Alberger	Daly	Lynde	Shattuck
Allen	Davis	Manley	Simon
Alvord	Denniston	McAfee	Sloan
Barrow	Dickson	McGroarty	H. Smith
Bassett	Farrar	McQueen	J. W. Smith
Beebe	Foot	Melvin	Snyder
Beecher	Goss	W. Miller	C. S. Spencer
Bennett	Gregory	Morey	Stephens
Biglin	Gurnee	Murray	Stover
Blessing	Hardy	Oakley	Sullivan
Bordwell	Hazelton	O'Callaghan	Taylor
Bostwick	Hoag	Parry	Townsend
Brown	Holden	Persons	Vedder
Bulkley	Houghton	Petty	Waehner
Burritt	Hussey	Philpot	Weed
Chadwick	Jones	G. Pope	Wight
Clark	Kirk	S. G. Pope	Winfield
Cleary	Knapp	Ryan	Worth
Comstock	Kshinka	Sanford	

Those who voted in the negative, were

Brewer	Hiller	E. Miller
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act entitled 'An act to amend section 1 of chapter 381 of Laws of 1873, entitled An act for the preservation of fish in waters lying within or bordering upon the counties of Schuyler, Steuben, Chemung, Seneca, Yates and Ontario,' passed May 1, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Prince
Alberger	Coughlin	Knapp	Ryan
Allen	Davis	Kshinka	Sanford
Alvord	Deane	Landfield	Schifferdecker
Badger	Denniston	Lawrence	Shattuck
Barrow	Dickson	Lincoln	Sherwood
Bassett	Ely	Lynde	H. Smith
Batcheller	Farrar	Mackin	Snyder
Beecher	Fish	Manley	C. S. Spencer
Bennett	Footo	McAfee	Stacy
Biglin	Goss	Melvin	Stover
Blessing	Gregory	W. Miller	Sunderlin
Bordwell	Gurnee	Morey	Taylor
Bostwick	Hardy	Murray	Thorp
Brewer	Hiller	Nice	Vedder
Brown	Hoag	Parry	Wagstaff
Bulkley	Holden	Patten	West
Coffey	Houghton	Persons	Whalen
Carpenter	Hussey	Petty	Wight
Chadwick	Johnson	Philpot	C. B. Wood
Clark	Jones	S. G. Pope	P. Woods
Colahan			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend section 63, article 3, title 2, chapter 6, part 2 of the Revised Statutes, relating to the disability of a surrogate from acting in certain cases," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 3 }

Those who voted in the affirmative, were

Abeel	Colahan	Hussey	S. G. Pope
Alberger	Comstock	Johnson	Prince
Allen	Coughlin	Jones	Quinn
Alvord	Daly	Kshinka	Sanford
Badger	Davis	Landfield	Scherman
Barrow	Deane	Lawrence	Shattuck
Bassett	Denniston	Lincoln	Sherwood
Beebe	Dickson	Lynde	Simon

Beecher	Ely	Manley	Sloan
Bennett	Farrar	McAfee	H. Smith
Biglin	Fish	W. Miller	Snyder
Blessing	Foote	Morey	C. S. Spencer
Blumenthal	Goss	Murray	Stacy
Bordwell	Gregory	Nice	Stephens
Brewer	Gurnee	Oakley	Stover
Brown	Hardy	Parry	Thorp
Bulkley	Hayes	Persons	Washner
Burritt	Hazelton	Petty	Wagstaff
Chadwick	Hiller	Phillips	West
Clark	Hoag	Philpot	Wight
Cleary	Holden	G. Pope	Winfield

Those who voted in the negative, were

Hammond	Melvin	Vedder
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Wagstaff moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to amend 'An act to incorporate the United States Loan Company,'" was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 21 }

Those who voted in the affirmative, were

Abeel	Ely	Melvin	Sloan
Alberger	Goss	W. Miller	H. Smith
Allen	Gregory	Morey	J. W. Smith
Barrow	Hayes	Nice	Snyder
Bennett	Hazelton	Oakley	C. S. Spencer
Biglin	Hoag	O'Callaghan	Sullivan
Blessing	Houghton	Parry	Taylor
Bordwell	Knapp	Patten	Wachner
Brown	Kshinka	Persons	Wagstaff
Bulkley	Landfield	Petty	Weed
Burritt	Lawrence	Philpot	West
Coffey	Lockwood	G. Pope	Whalen
Cauldwell	Lynde	S. G. Pope	Wight
Chadwick	Manley	Prince	Winfield
Colahan	McAfee	Ryan	C. B. Wood
Comstock	McGroarty	Scherman	P. Woods
Coughlin	McQueen	Simon	Worth
Daly			

Those who voted in the negative, were

Alvord	Dickson	Hardy	Sanford
Blumenthal	Farrar	Holden	Schifferdecker

Bostwick
Braman
Cleary
Denniston

Fish
Foote
Hammond

Jones
E. Miller
Phillips

Stacy
Thorp
Townsend

Mr. Wagstaff moved to recommit said bill to the committee on banks, retaining its place on third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to authorize the election of town auditors in the several towns of the county of Westchester, and to prescribe their powers and duties," being announced for a third reading,

On motion of Mr. Wight, and by unanimous consent, said bill was amended as follows:

Section 5, line 2, strike out the word "two" and insert the word "three."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Lincoln	Scherman
Alberger	Comstock	Lockwood	Schifferdecker
Allen	Coughlin	Lynde	Simon
Alvord	Daly	Maclin	Sloan
Badger	Deane	Manley	H. Smith
Barrow	Denniston	McAfee	Snyder
Bassett	Dickson	McGroarty	C. S. Spencer
Beecher	Ely	Melvin	Stephens
Bennett	Farrar	W. Miller	Stover
Blessing	Fish	Morey	Sunderlin
Blumenthal	Foote	Murray	Tewksbury
Bordwell	Goss	Nice	Townsend
Bostwick	Gregory	O'Callaghan	Vedder
Brewer	Hardy	Parry	Wagstaff
Brown	Hiller	Persons	West
Bulkley	Holden	Petty	Whalen
Burritt	Houghton	Philpot	Wight
Carpenter	Johnson	G. Pope	Winfield
Cauldwell	Jones	S. G. Pope	C. B. Wood
Chadwick	Kirk	Prince	P. Woods
Clark	Knapp	Sanford	Worth
Cleary	Kahinka		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal part of chapter 495, relating to the building of a new bridge over Chambers' creek, and 'making the present toll bridge over Murderers' creek, in the town of New Windsor (in

Orange county), free,' passed May 5, 1863, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kshinka	Simon
Alberger	Coughlin	Lincoln	Sloan
Allen	Daly	Lockwood	H. Smith
Alvord	Deane	Lynde	Snyder
Badger	Denniston	Manley	Speaker
Barrow	Dickson	McAfee	C. S. Spencer
Bassett	Ely	Melvin	Stacy
Beebe	Farrar	W. Miller	Stephens
Beecher	Fish	Morey	Stover
Bennett	Footo	Nice	Taylor
Biglin	Goss	O'Callaghan	Thorp
Blessing	Gregory	Parry	Townsend
Bordwell	Gurnee	Persons	Vedder
Bostwick	Hardy	Petty	Waehner
Brewer	Hoag	Philpot	Wagstaff
Brown	Holden	G. Pope	Weed
Bulkley	Houghton	S. G. Pope	West
Burritt	Hussey	Prince	Whalen
Cauldwell	Johnson	Sanford	Wight
Clark	Kirk	Scherman	C. B. Wood
Cleary	Knapp	Schifferdecker	P. Woods
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to confirm the official acts of John Meredith Read, Jr., a commissioner of deeds, for the State of New York, at Paris, in the Republic of France," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lockwood	Sherwood
Alberger	Deane	Lynde	Simon
Badger	Dickson	Manley	Sloan
Barrow	Ely	McAfee	H. Smith
Bassett	Farrar	McGroarty	J. W. Smith
Beecher	Fish	Melvin	Speaker
Bennett	Footo	W. Miller	C. S. Spencer

Biglin	Goss	Morey	Stacy
Blumenthal	Gregory	Nice	Stover
Bordwell	Gurnee	O'Callaghan	Sunderlin
Bostwick	Hardy	Parry	Thorp
Brown	Hiller	Persons	Vedder
Bulkley	Holden	Petty	Waehner
Burritt	Houghton	Phillips	West
Coffey	Hussey	Philpot	Whalen
Carpenter	Johnson	S. G. Pope	Witbeck
Cauldwell	Jones	Prince	Wight
Chadwick	Kirk	Sanford	Winfield
Clark	Knapp	Scherman	C. B. Wood
Cleary	Kshinka	Schifferdecker	P. Woods
Colahan	Landfield	Shattuck	Worth
Comstock	Lincoln		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' passed April 22, 1862," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 1 }

'Those who voted in the affirmative, were

Abeel	Daly	Landfield	Sanford
Alberger	Deane	Lawrence	Scherman
Alvord	Denniston	Lincoln	Schifferdecker
Badger	Dickson	Lockwood	Sherwood
Barrow	Ely	Lynde	Sloan
Bassett	Farrar	Mackin	H. Smith
Beecher	Fish	Manley	Snyder
Bennett	Foote	McAfee	C. S. Spencer
Biglin	Goss	McQueen	Stacy
Bordwell	Gregory	Melvin	Stephens
Bostwick	Gurnee	Morey	Stover
Brewer	Hardy	Nice	Thorp
Brown	Hazelton	Oakley	Townsend
Bulkley	Holden	O'Callaghan	Vedder
Burritt	Houghton	Parry	Weed
Carpenter	Hussey	Persons	West
Chadwick	Johnson	Petty	Whalen
Clark	Jones	Philpot	Witbeck
Cleary	Kirk	G. Pope	Wight
Comstock	Knapp	Prince	C. B. Wood
Coughlin	Kshinka	Quinn	Worth

For the negative

Phillips

[ASSEMBLY JOURNAL.]

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Brooklyn Elevated, Silent, Safety Railway Company, for the purposes of providing rapid transit through the city of Brooklyn, Kings county, to Wood Haven, in the town of Jamaica, in the county of Queens, and the State of New York, and to provide for constructing and operating a railway therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger	Daly	Lynde	Quinn
Allen	Denniston	Manley	Ryan
Alvord	Dickson	McAfee	Sanford
Badger	Farrar	McGroarty	Scherman
Barrow	Foots	McQueen	Sherwood
Bassett	Goss	Melvin	Simon
Bennett	Gregory	W. Miller	Speaker
Biglin	Gurnee	Morey	C. S. Spencer
Bostwick	Hammond	Murray	Stephens
Braman	Hardy	Nice	Stover
Burritt	Hazeltan	Oakley	Taylor
Coffey	Healey	O'Callaghan	Thorp
Carpenter	Houghton	Parry	Vedder
Cauldwell	Hussey	Patten	Wagstaff
Chadwick	Jones	Persons	West
Clark	Kirk	Petty	Whalen
Cleary	Kshinka	Phillips	Wight
Colahan	Landfield	G. Pope	P. Woods
Comstock	Lincoln	S. G. Pope	Worth
Coughlin	Lockwood	Prince	

Those who voted in the negative, were

Abeel	Hiller	J. W. Smith	Snyder
Bulkley			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the charter of the Sunday School Union of the Methodist Episcopal Church, and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Prince
Alberger	Daly	Kirk	Sanford
Allen	Deane	Knapp	Scherman
Alvord	Denniston	Kshinka	Schifferdecker
Badger	Dickson	Landfield	Sherwood
Barrow	Ely	Lincoln	Sloan
Bassett	Farrar	Lookwood	H. Smith
Beebe	Fish	Lynde	Snyder
Bennett	Foots	Mackin	Speaker
Biglin	Goss	Manley	C. S. Spencer
Blumenthal	Gregory	McAfee	Stacy
Bordwell	Gurnee	E. Miller	Thorp
Bostwick	Hammond	W. Miller	Vedder
Braman	Hardy	Morey	Weed
Brewer	Hayes	Nice	West
Brown	Hazelton	O'Callaghan	Whalen
Bulkley	Hiller	Parry	Witbeck
Burritt	Holden	Persons	Winfield
Cauldwell	Houghton	Petty	P. Woods
Chadwick	Hussey	Philpot	Worth
Clark	Johnson	S. G. Pope	

For the negative,

Phillips

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to prevent the failure of circuit courts, courts of oyer and terminer, and special terms of the supreme court," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Kshinka	Schifferdecker
Allen	Deane	Landfield	Sherwood
Alvord	Denniston	Lincoln	Simon
Badger	Dickson	Lynde	Sloan
Barrow	Ely	Manley	H. Smith
Bassett	Farrar	McGroarty	J. W. Smith
Beebe	Fish	W. Miller	Snyder
Beecher	Foots	Murray	Speaker
Bennett	Goss	Nice	C. S. Spencer
Biglin	Gregory	Oakley	Stacy
Bordwell	Hardy	O'Callaghan	Stover

Bostwick	Hazelton	Parry	Thorp
Braman	Healey	Persons	Vedder
Brewer	Hiller	Petty	Waehner
Brown	Hoag	Phillips	Weed
Bulkley	Holden	Philpot	West
Burritt	Houghton	G. Pope	Whalen
Carpenter	Hussey	S. G. Pope	Wight
Cauldwell	Johnson	Prince	Winfield
Clark	Jones	Ryan	C. B. Wood
Cleary	Kirk	Sanford	P. Woods
Comstock	Kuapp	Scherman	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to empower the judges of the superior court of Buffalo to employ a stenographer," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Kshinka	Shattuck
Alberger	Deane	Landfield	Sherwood
Allen	Denniston	Lincoln	Sloan
Alvord	Dickson	Lockwood	H. Smith
Badger	Ely	Lynde	Snyder
Barrow	Farrar	Mackin	Speaker
Bassett	Fish	Manley	C. S. Spencer
Beebe	Foote	McAfee	Stacy
Beecher	Goss	Melvin	Stover
Bennett	Gregory	W. Miller	Sunderlin
Biglin	Gurnee	Morey	Tewksbury
Bordwell	Hardy	Murray	Thorp
Bostwick	Hayes	Nice	Townsend
Braman	Hazelton	Parry	Vedder
Brewer	Hiller	Patten	Wagstaff
Brown	Hoag	Persons	Weed
Bulkley	Holden	Petty	West
Burritt	Houghton	Phillips	Whalen
Carpenter	Hussey	Philpot	Wight
Chadwick	Johnson	Prince	Winfield
Clark	Jones	Sanford	C. B. Wood
Colahan	Kirk	Scherman	P. Woods
Comstock	Kuapp	Schifferdecker	Worth
Coughlin			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Leave of absence was granted to Mr. Berri and Mr. G. W. Spencer indefinitely, and to Mr. Leake for three days.

On motion of Mr. Blessing, at 1 o'clock and 50 minutes, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN.

The House again met.

Mr. Speaker announced "general orders of the day."

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend the several acts in relation to the Industrial Exhibition Company, and to authorize the issuing of bonds for the purposes of its organization."

Senate, "An act to repeal chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records.'"

"An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Allen, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Allen, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Allen, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Prince moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Whereas, The right of Charles Simon, from the Second Assembly District of Onondaga, to sit in this House as a member thereof is contested by John I. Furbeck of said district; and,

Whereas, The committee on privileges and elections is charged with the duty of investigating the merits of said controversy; therefore,

Resolved, That the committee on privileges and elections have power to send for persons and papers.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, Mr. C. S. Spencer offered for the consideration of the House a resolution, in the words following:

Whereas, Seats in this House are frequently contested without cause; therefore,

Resolved, That no counsel fee or expenses shall be hereafter allowed to any contestant for a seat in this House, unless the committee on privileges and elections certify that the contest had probable cause.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hammond moved that the bill entitled "An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consoli-

date the several acts relating to the preservation of moose, wild deer, birds and fish," be printed as amended before being read the third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Bordwell,

Resolved, That Assembly bill 118 entitled "An act to supply the village of Niagara Falls with pure and wholesome water," be recommitted to committee on villages, retaining its place on general order.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act relating to the taking of testimony by stenographer, and the subscribing and filing of the same in the surrogate's court of the county of Kings."

"An act in regard to publishing the accounts of incorporated villages in this State."

"An act to facilitate the construction of a railroad from Lake Champlain, at or near the village of Plattsburgh to the village of Malone, by the way of the Clinton State prison, at Dannemora."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Barrow, from said committee, reported in favor of the passage of said mentioned bills, the third with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the Western New York Conference of the Methodist Episcopal Church."

"An act to secure effective vaccination in the city of New York, and the collection of pure vaccine lymph or virus."

"An act to amend 'An act supplementary to and amendatory of An act in relation to a public park in the city of Albany, passed February 16, 1872,' and the act in relation to the Washington park of the city of Albany, passed March 11, 1873."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bassett, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act entitled 'An act to amend an act passed April 17, 1871, entitled An act authorizing the establishment of the House of Refuge for Juvenile Delinquents in Western New York.'"

"An act to authorize the formation of corporations for the erection and keeping of hotels."

"An act authorizing and empowering the board of directors of the village of Saugerties, in the county of Ulster, to assess, levy and collect the sum of \$4,600, for the purpose of liquidating and discharging the indebtedness of said village."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. O'Callaghan from said committee, reported that they had gone through with the first mentioned bill, and amended the title by striking out the words "seventy-one," and inserting in lieu thereof the words "sixty-one," and recommend its passage; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. O'Callaghan, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Wight moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. O'Callaghan, from said committee, also reported in favor of the passage of said third mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend the act passed April 27, 1872, entitled 'An act to amend chapter 657 of the Laws of 1871, entitled An act to amend the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 20, 1871."

"An act to confirm the title of certain real estate in Esther Young, the widow of Joseph Young, late of the county of Clinton, an alien, deceased."

"An act to release the interest of the people of the State of New York in certain lands and real estate in the city of New York, of which Louis Planer died seized, to August Berbert."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. McQueen, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Blessing moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to incorporate the 'New York Club' of the city of New York."

"An act to release the interest of the people of the State of New York in certain real estate in the town of Dunkirk, to Jane Errington."

"An act to release to Elizabeth Buerkel the real estate of which Henry Buerkel died seized."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Petty, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Petty, from said committee, also reported in favor of the passage of said second and third mentioned bills, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds, to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same."

"An act to authorize the transfer of moneys held in trust to non-resident guardians and others."

"An act to amend the charter of the village of Fairport, in the county of Monroe."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Beecher, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Beecher, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Goss moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

On motion of Mr. C. S. Spencer, the bill entitled "An act to amend an act entitled 'An act to incorporate the New York Mortgage and Trust Company,' passed May 28, 1873," was recommitted to the committee on banks, retaining its place on general order.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the paving of Bank street, between West street and Thirteenth avenue, in the city of New York, with Belgian or Trap-block pavement."

"An act to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway extending in said towns, of the width of not less than two nor more three rods."

"An act to lay out, open and grade Twenty-second avenue, in the towns of New Utrecht and Gravesend, in the county of Kings."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Worth, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Worth, from said committee, also reported progress on said third mentioned bill and asked leave to sit again.

The question being on granting leave,

Mr. McGroarty moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

On motion of Mr. Goss, at 9 o'clock and 57 minutes, the House adjourned.

FRIDAY, FEBRUARY 20, 1874.

The House met pursuant to adjournment.

Prayer by Rev. John Love, Jr.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting concurrence in the passage of the bills entitled as follows:

"An act to amend the Revised Statutes relating to embezzlements by clerks, servants, officers, agents and other persons," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the superintendents of the poor therein to the office of the commissioners of charities of the county of Kings,' passed April 14, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to incorporate the Manhattan Club," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act for the relief of Sarah Ann Whaites, formerly widow and devisee of John Playfair, deceased."

"An act authorizing the formation of corporations to secure camp grounds and other property connected therewith for the use of the Methodist Episcopal Church."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Sherwood introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Beecher introduced a bill entitled "An act for the relief of Abram S. Aldrich," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Hanrahan introduced a bill entitled "An act to authorize the Buffalo Street Railroad Company to make certain contracts with the Buffalo East Side Street Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act relative to the powers of the Buffalo East Side Street Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Foote introduced a bill entitled "An act to authorize the inhabitants of the village of Willink to vote on the question of a change of name," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. McQueen introduced a bill entitled "An act in relation to the management of the bridge crossing the Mohawk river between the city of Schenectady and town of Glenville, in the county of Schenectady," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Hazelton introduced a bill entitled "An act extending the liberties of jails to the corporate limits of the village or city in which said jails are situate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Cauldwell introduced a bill entitled "An act for the relief of creditors of the late the board of education of school district No. 1, of the late town of West Farms," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Murray introduced a bill entitled "An act in relation to express companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Wight introduced a bill entitled "An act to regulate the business of life insurance in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Comstock introduced a bill entitled "An act for the relief of Lewis Prudden," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

Also, the bill entitled "An act for the protection of personal liberty," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to protect the inmates of lunatic asylums," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act reorganizing the district courts in the city of New York, and to provide for the election of the justices thereof," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince moved that said bill be recommitted to the committee on the judiciary, when printed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Wight, from the committee on insurance, to which was referred the bill entitled "An act to incorporate the New York Board of Fire Insurance Brokers," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bulkley, from the committee on public health, to which was referred the bill entitled "An act to create a State board of health for the protection of life and health and to prevent the spread of disease in the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Whalen, from the committee on Indian affairs, to which was referred the Senate bill entitled "An act to repeal chapter 455 of the Laws of 1873, entitled 'An act in relation to the Seneca Indians residing on the Cattaraugus and Allegany reservations,' passed May 9, 1873," reported adversely thereto, which report was agreed to.

Mr. Whalen, from the committee on Indian affairs, to which was referred the bill entitled "An act to authorize the laying out of public highways upon and across the Onondaga Indian reservation, in the town of Onondaga, in the county of Onondaga," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Prince,

Resolved, That the vote by which the adverse report of the judiciary committee on Assembly bill entitled "An act to fix the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes," was agreed to yesterday be reconsidered, and the bill be recommitted to the committee on the judiciary.

By unanimous consent, Mr. Alvord introduced a bill entitled "An act to amend chapter 17 of the Laws of 1869, entitled 'An act to provide for the election of police commissioners in the city of Syracuse, and to establish a police force therein,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill entitled "An act to amend chapter 257, Laws of 1861, conferring legal powers on the chamber of commerce of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Biglin, the memorial accompanying said bill was ordered printed.

(See Doc. No. 63.)

By unanimous consent, Mr. Wagstaff introduced a bill entitled "An act in relation to claims or debts which have been rejected or refused audit or payment by county or town authorities," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Landfield introduced a bill entitled "An act to enable the trustees of school district No. 35, of the town of Owego, Tioga county, New York, to acquire title to and hold certain lands for cemetery purposes, add thereto by purchase, and have the care, supervision and management thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

By unanimous consent, Mr. Batcheller introduced a bill entitled "An act to amend an act entitled 'An act to provide for laying out and improving roads and avenues in the village and town of Saratoga

Springs,' passed May 5, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

By unanimous consent, Mr. Fish introduced a bill entitled "An act to improve the administration in the court of special sessions of the peace in and for the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Messrs. Beecher and Wood presented petitions of citizens asking for a pro rata freight bill; which were read and referred to the committee on railroads.

Messrs. Beebe, Batcheller, Prince and Sullivan presented petitions of citizens asking for a law exempting bonds and mortgages from taxation; which were read and referred to the committee on ways and means.

Mr. Bordwell presented two remonstrances against the Niagara Falls water-works; which were read and referred to the committee on affairs of villages.

Mr. Davis presented a petition of citizens of Washington county for enlargement and improvement of channel of Wood creek; which was read and referred to the committee on canals.

Mr. Cauldwell presented two petitions of citizens in favor of aiding the Broadway Underground railway; which were read and referred to the committee on railroads.

Mr. Melvin presented a petition of lawyers of the city of Brooklyn, for the creation of a civil justice's court in said city; which was read and referred to the committee on the judiciary.

Mr. Denniston presented a petition of citizens of Orange county, in favor of compulsory education; which was read and referred to the committee on public education.

Mr. Alvord presented remonstrances of inhabitants of Onondaga, against the amendment of chapter 259 of Laws of 1868; which was read and referred to the committee on public education.

Mr. Foote presented a petition of the inhabitants of the village of Wilink, allowing them to vote on the question of a change of name; which was read and referred to the committee on affairs of villages.

Also, a petition of citizens of Brookport for vertical wall on berme bank of Erie canal in said village; which was read and referred to the committee on canals.

Mr. Phillips presented a petition of citizens of Cortland county praying for repeal of law requiring the registering of the pedigree of stallions; which was read and referred to the committee on internal affairs.

Mr. C. S. Spencer presented a petition of discharged soldiers of the late war for a State home for invalid and disabled soldiers; which was read and referred to the committee on ways and means.

Mr. Stover presented a petition of citizens of Montgomery county asking for a law providing that hereafter but one commissioner of highways may be elected in that town; which was read and referred to the committee on local and special laws.

Mr. Bassett presented a petition of the board of supervisors of Delaware county to abolish the office of railroad commissioner; which was read and referred to the committee on railroads.

Also, a petition of tax payers of Delaware county for a law authoriz-

ing boards of supervisors to contract for public printing; which was read and referred to the committee on internal affairs.

Mr. Alvord moved to take from the table the report of the committee on expenditures of the House, in the words following :

Mr. Worth, from the committee on expenditures of the House, reports the following :

Whereas, At a former meeting this committee recommended the erection of a railing in the rear of the seats of the Assembly chamber, with the distinct understanding that no additional doorkeepers would be required ; therefore,

Resolved, That in the opinion of this committee the present number of doorkeepers is sufficiently large for all practical purposes, and the expenditure already authorized is fully as great as any exigency of this branch of the public service may demand.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Alvord moved to refer the reports back to the said committee, with instructions to amend the same so as to read "the names of three persons to serve as doorkeepers."

Mr. Sanford moved to lay the subject upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the negative.

{ AYES 37 }
{ NOES 46 }

Those who voted in the affirmative, were

Bassett	Ely	Hussey	Philpot
Batcheller	Fish	Lawrence	Sanford
Blumenthal	Goss	Lynde	Schifferdecker
Brewer	Gregory	Mackin	Shattuck
Brown	Gurnee	W. Miller	Sherwood
Chadwick	Hammond	Parry	Simon
Clark	Hayes	Patten	Snyder
Colahan	Hiller	Persons	Stephens
Comstock	Hoag	Phillips	Taylor
Denniston			

Those who voted in the negative, were

Abeel	Cleary	Landfield	Ryan
Alberger	Deane	Law	Scherman
Allen	Farrar	Lincoln	Sloan
Alvord	Foote	McAfee	C. S. Spencer
Badger	Hanrahan	McGroarty	Stacy
Barrow	Hazelton	Melvin	Vedder
Beecher	Herrick	Morey	Wagstaff
Biglin	Holden	Oakley	West
Blesing	Houghton	O'Callaghan	Wight
Bulkley	Johnson	Petty	Winfield
Burritt	Jones	Prince	C. B. Wood
Cauldwell	Kirk		

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the affirmative

Mr. Speaker presented the report of the commissioners relative to the introduction of steam on the canals; which was laid upon the table and ordered printed.

(See Doc. No. 65.)

Mr. Mackin offered for the consideration of the House a resolution in the words following:

Resolved, That 2,000 extra copies of the report of the commission appointed relative to the introduction of steam on the canals be printed for the use of the commission, and that 500 copies thereof be bound in muslin.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Wagstaff offered for the consideration of the House a resolution, in the words following:

Whereas, The great distress among the poor at this season, and the urgent demands for aid made upon all our charities, makes this year a fit time for the State to lend its aid in behalf of the suffering; therefore,

Resolved, That the committee of ways and means be directed to report, without delay, a charity bill.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

A message from the Senate was received and read, requesting the concurrence of the Assembly in the following resolutions:

Resolved (if the Assembly concur), That 5,000 extra copies of the report of the State Assessors be printed for distribution among the supervisors and assessors of the various towns, cities and villages of the State. Said copies shall be distributed by the Secretary of State so that each supervisor and assessor aforesaid shall receive one copy of said report.

Resolved (if the Assembly concur), That 2,000 extra copies be printed for the use of the Legislature.

Ordered, That said resolutions be referred to the committee on public printing.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That when the Legislature adjourn on Friday, the 20th instant, it adjourn to meet on the following Tuesday, at half-past seven o'clock P. M.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Melvin offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of this House be and he hereby is authorized and directed to purchase and furnish two copies of "Voorhies Code of Procedure of the State of New York," to and for the use of the Assembly library.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Weed, the concurrent resolution, in words following, was taken from the table:

Resolved (if the Assembly concur), That when the Legislature adjourn on Friday the 20th instant, it adjourn to meet on the following Tuesday at half-past seven o'clock, P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 58 }
{ NOES 14 }

Those who voted in the affirmative, were .

Abeel	Burritt	Lawrence	Scherman
Alberger	Cauldwell	Mackin	Simon
Allen	Chadwick	McAfee	Sloan
Bassett	Comstock	McQueen	C. S. Spencer
Batcheller	Daly	Melvin	Stacy
Beebe	Davis	E. Miller	Stover
Beecher	Denniston	W. Miller	Sullivan
Bennett	Ely	Nice	Sunderlin
Biglin	Foote	Parry	Taylor
Blessing	Hanrahan	Patten	West
Blumenthal	Hayes	Persons	Wight
Bordwell	Hazelton	Petty	C. B. Wood
Brewer	Healey	S. G. Pope	P. Woods
Brown	Kirk	Prince	Worth
Bulkley	Kshinka		

Those who voted in the negative, were

Alvord	Colahan	Hardy	Phillips
Barrow	Deane	Holden	Philpot
Coffey	Fish	Lynde	J. W. Smith
Clark	Hammond		

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. C. S. Spencer offered for the consideration of the House a resolution, in the words following:

Resolved, That 1,000 extra copies of the report of the Adjutant-General be printed and bound for the use of the Adjutant-General's Department.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to reorganize the village of Medina."

"An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford.'"

"An act to ratify and confirm the proceedings by and on behalf of tax payers of the town of Canton, in St. Lawrence county, for the appointment of commissioners to make and execute the bonds of said town, and invest them in the stock of the Adirondack Company, to aid said company in constructing a railroad, and to confirm the order of the county judge of said county appointing such commissioners."

"An act to supply the village of Niagara City with pure and wholesome water."

"An act to amend the charter of the village of Potsdam."

"An act to authorize the board of education of Union Free School District No. 1 of the town of Ovid, in the county of Seneca, State of New

York, to sell and convey a portion of the land occupied as a site for the school-house of said district."

Mr. Whalen moved that the bill entitled "An act to reorganize the village of Medina," be printed immediately.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Alvord moved that the Senate bill entitled "An act to repeal chapter 598 of the Laws of 1872, entitled 'An act for the better preservation of horse records,'" now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 68 }
{ NOES 10 }

Those who voted in the affirmative, were

Allen	Denniston	Kshinka	Prince
Alvord	Dickson	Landfield	Sanford
Badger	Ely	Law	Scherman
Barrow	Fish	Lawrence	Schifferdecker
Bassett	Foote	Lincoln	Shattuck
Beecher	Goss	Lockwood	Sherwood
Bennett	Gurnee	Lynde	Sloan
Blumenthal	Hammond	Mackin	C. S. Spencer
Braman	Hanrahan	McGroarty	Stacy
Brewer	Hardy	Melvin	Stover
Brown	Hazelton	E. Miller	Sullivan
Bulkley	Hiller	Morey	Taylor
Burritt	Holden	Parry	Thorp
Cauldwell	Houghton	Petty	Weed
Chadwick	Hussey	Phillips	Whalen
Clark	Johnson	Philpot	Wight
Deane	Jones	S. G. Pope	Worth

Those who voted in the negative, were

Batcheller	Hoag	Murray	J. W. Smith
Colahan	Kirk	Ryan	Vedder
Farrar	W. Miller		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Hazelton, and by unanimous consent, the bill entitled "An act to authorize the board of education of Union Free School District No. 1 of the town of Ovid, in the county of Seneca, State of New York, to sell and convey a portion of the land occupied as a site for the school-house of said district," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Cauldwell	Hussey	Sanford
Allen	Chadwick	Jones	Scherman
Alvord	Clark	Kirk	Schifferdecker
Badger	Colahan	Landfield	Sherwood
Barrow	Cornstock	Law	Sloan
Bassett	Daly	Lincoln	Snyder
Batcheller	Denniston	Lynde	Speaker
Beecher	Donahue	Mackin	C. S. Spencer
Bennett	Ely	McGroarty	Stephens
Biglin	Farrar	Melvin	Sullivan
Blessing	Fish	E. Miller	Sunderlin
Blumenthal	Foots	Morey	Thorp
Bordwell	Goss	O'Callaghan	Vedder
Braman	Hammond	Parry	Whalen
Brewer	Hanrahan	Persons	Wight
Brown	Hardy	Petty	Winfield
Bulkley	Hoag	Philpot	C. B. Wood
Burritt	Holden	S. G. Pope	P. Woods
Coffey	Houghton	Prince	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker presented a communication, in the words following :

NEW YORK, February 19, 1874.

HON. JAMES W. HUSTED, *Speaker of Assembly* :

Yourselves and members of the Assembly are invited to attend the great meeting of the people of this city, in favor of rapid transit, at Cooper Institute, on Monday evening next. Please have this read to the House.

JNO. FOLEY,

Chairman Committee of Arrangements.

L. M. BALLARD,

Secretary pro tem.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief of the Peekskill Manufacturing Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

The Senate bill entitled "An act supplementary to an act entitled 'An act to provide for the incorporation of religious societies,' passed April 5, 1813, and the several acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Cornstock	Landfield	Ryan
Allen	Coughlin	Law	Sanford

Alvord	Daly	Lawrence	Scherman
Badger	Deane	Lincoln	Schifferdecker
Barrow	Denniston	Lockwood	Shattuck
Bassett	Dickson	Lynde	Sherwood
Beecher	Ely	Mackin	Sloan
Berri	Farrar	Manley	Snyder
Biglin	Fish	McGroarty	Speaker
Blessing	Goss	Melvin	C. S. Spencer
Braman	Gregory	W. Miller	Stephens
Brewer	Hardy	Morey	Stover
Brown	Hazelton	Murray	Thorpe
Bulkley	Holden	Nice	Townsend
Burritt	Houghton	Oakley	Vedder
Coffey	Hurreey	O'Callaghan	Wahner
Cauldwell	Johnson	Persons	Wagstaff
Chadwick	Jones	Petty	Weed
Clark	Kirk	S. G. Pope	West
Cleary	Knapp	Prince	Whalen
Colahan	Kshinka	Quinn	Wight

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts 18 and 19, in the town of Ledyard, in the county of Cayuga, and to provide for the election of path master in said district,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to provide for the opening, regulating and improving of Fulton avenue, in the town of New Lots, Kings county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to grade and improve a public highway in the town of Westchester in the county of Westchester, commonly called Corsa's lane, and also a portion of Eleventh avenue, in the village of Wakefield," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Oakley, and by unanimous consent, the bill entitled "An act to enable Long Island City to sell real estate," was announced for third reading, and on motion of Mr. Oakley, and by unanimous consent, said bill was amended by striking out the preamble and resolutions.

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Hussey	Schifferdecker
Alberger	Comstock	Jones	Sloan
Allen	Coughlin	Law	H. Smith
Alvord	Daly	Lawrence	J. W. Smith
Badger	Deane	Lincoln	Speaker
Barrow	Denniston	Lockwood	C. S. Spencer
Bassett	Dickson	Lynde	Stephens
Beecher	Ely	Mackin	Stover
Bennett	Farrar	Manley	Sullivan
Biglin	Fish	McGroarty	Sunderlin
Blessing	Goss	McQueen	Townsend
Bordwell	Gregory	Melvin	Vedder
Braman	Gurnee	W. Miller	Wagstaff
Brewer	Haurahan	Oakley	Weed
Brown	Hazelton	O'Callaghan	Whalen
Bulkley	Healey	Parry	Witbeck
Burritt	Hiller	Petty	Wight
Coffey	Hoag	S. G. Pope	Winfield
Cauldwell	Holden	Prince	C. B. Wood
Clark	Houghton	Scherman	P. Woods
Cleary			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Goss, and by unanimous consent, the bill entitled "An act to amend the charter of the village of Fairport, in the county of Monroe," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative; a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Comstock	Landfield	Shattuck
Allen	Coughlin	Law	Sloan
Alvord	Deane	Lincoln	J. W. Smith
Badger	Denniston	Lynde	Snyder
Barrow	Donahue	Mackin	Speaker
Bassett	Ely	Manley	C. S. Spencer
Beecher	Farrar	McGroarty	Stacy
Bennett	Fish	McQueen	Stover
Biglin	Goss	Melvin	Sunderlin
Blessing	Gurnee	E. Miller	Taylor
Bordwell	Hammond	W. Miller	Thorp
Braman	Hardy	Morey	Townsend
Brewer	Hazelton	Oakley	Vedder
Brown	Hiller	Parry	Wagstaff
Bulkley	Holden	Petty	Weed

Burritt	Houghton	Philpot	West
Carpenter	Hussey	S. G. Pope	Whalen
Cauldwell	Johnson	Prince	Wight
Chadwick	Jones	Sanford	C. B. Wood
Clark	Kirk	Scherman	P. Woods
Colahan	Knapp	Schifferdecker	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act in relation to Free Union School District No. 1 of the town of Plattsburg," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Speaker presented the annual report of the Superintendent of Public instruction; which was laid upon the table and ordered printed.

(*See Doc. No. 66.*)

Mr. Speaker presented a communication from the Auditor of the Canal Department, in response to a resolution of the Assembly, relative to awards made by the Canal Appraisers.

On motion of Mr. Batcheller, said communication was laid upon the table and ordered printed.

(*See Doc. No. 62.*)

Mr. Speaker presented a communication from the Chamber of Commerce relative to the proposed amendment to the Constitution funding the canal debt.

On motion of Mr. Blumenthal, said communication was laid upon the table and ordered printed.

(*See Doc. No. 61.*)

Mr. Speaker presented a communication from the New York Produce Exchange relative to the proposed amendment to the Constitution funding the canal debt.

On motion of Mr. Blumenthal, said communication was laid upon the table and ordered printed.

(*See Doc. No. 64.*)

Senate bill entitled "An act in relation to the publication of notices of election," being announced for a third reading, on motion of Mr. Lincoln, and by unanimous consent, said bill was amended as follows:

Section 1, line 4, engrossed bill, after the words "in each," insert the words "Assembly District in their county."

On motion of Mr. Colahan, and by unanimous consent, said bill was amended by inserting after the word "New York," the words "and the county of Kings."

Mr. Weed moved that said bill be recommitted to the committee on the judiciary, retaining its place on third reading of bills.

Mr. Brewer moved that said committee be instructed to so amend that the papers designated shall represent the two political parties.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Brewer, and it was determined in the negative.

Mr. Batcheller moved that said committee be instructed to so amend said bill that the papers selected must have the largest circulation.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the affirmative.

On motion of Mr. Weed, at 1 o'clock and 15 minutes, the House adjourned.

TUESDAY, FEBRUARY 24, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Marshall.

On motion of Mr. Melvin, and by unanimous consent, the reading of the journal of Friday, February 20, was dispensed with.

This being the day assigned by the rules for the consideration of general orders, Mr. Speaker announced that order of business.

On motion of Mr. Weed, indefinite leave of absence was granted to Mr. Batcheller.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act in relation to the acknowledgment and proof of deeds, mortgages and other instruments in writing, and the taking of oaths and affidavits."

"An act in relation to proceedings in surrogates' courts, and to the powers and jurisdiction of surrogates."

"An act to incorporate united medical societies."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Oakley, from said committee, reported in favor of the passage of said mentioned bills, the second with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county, held April 1, 1873, authorizing the supervisor of said town to offer a certain reward, and to provide for the payment of the same."

"An act to enable husbands and wives to testify for each other in criminal trials."

"An act to authorize the city of Buffalo to purchase and cancel bonds issued by said city for relief of sufferers by the Chicago fire, or directed to be issued."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Blessing, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

On motion of Mr. Alberger, the bill entitled "An act entitled 'An act to amend the charter of the city of Buffalo, extending jurisdiction of police commissioners in the Twelfth ward,'" was recommitted to the committee on affairs of cities, retaining its place on general orders.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to authorize the board of supervisors of Erie county to grant and convey certain lands in the city of Buffalo to the Young Men's Association in the city of Buffalo."

"An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871."

Senate, "An act to amend an act entitled 'An act to continue in force and amend chapter 138 of the Laws of 1852, entitled An act to incorporate the firemen of the city of Utica as a benevolent association,' passed April 10, 1873."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Cleary, from said committee, reported in favor of the passage of said first mentioned bill, with amendments, and the title amended by adding thereto the words, "and such other associations as may be associated with them;" which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Cleary, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Cleary, from said committee, also reported in favor of the passage of said third mentioned bill; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to amend the charter of the village of Akron, in the county of Erie."

"An act to repeal chapter 182 of Laws of 1872, entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Lake Ontario Shore Railroad Company, and to take the bonds or stock of that company therefor.'"

"An act to authorize the Grand Trunk Railway Company of Canada to purchase and hold real estate in the city of Buffalo."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Whalen, from said committee, reported in favor of the passage of said first and second mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Whalen, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads, and of public roads and of the alteration thereof in the town of Greenburgh,' passed April 15, 1854."

"An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario,' passed March 3, 1871."

"An act to authorize a tax for fire purposes in the village of Greene, Chenango county."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Brown, from said committee, reported in favor of the passage of said

first and third mentioned bills, the first with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Brown, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Hammond, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

On motion of Mr. Goss, the bill entitled "An act in relation to the powers and duties of the board of supervisors of the county of Monroe," was recommitted to the committee on internal affairs, retaining its place on general orders.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act passed April 26, 1869, entitled 'An act for the election of a receiver of taxes and assessments for the town of Cortlandt and village of Peekskill.'"

"An act in relation to the New York Institution for the Blind."

"An act to provide for the election of town officers and the transaction of town business in the town of Cortlandt, in the county of Westchester."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Persons, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Persons, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Wight, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to amend chapter 207 of the Laws of 1852, being an act entitled 'An act to incorporate the Cayuga Asylum for Destitute Children,' passed April 10, 1852."

"An act to amend the charter of the Tract Society of the Methodist Episcopal Church."

"An act authorizing the supervisor of the town of Kiantona, in the county of Chautauqua, to convey to the Maple Grove Cemetery Association the lands now held by the said town, and used for cemetery purposes."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Townsend, from said committee, reported in favor of the passage of said first mentioned bill, with an amendment; which report was agreed to, and said bill ordered to a third reading.

Mr. Townsend, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Lincoln, the committee of the whole was discharged from the further consideration of said bill, and the same was ordered engrossed and to a third reading.

Mr. Townsend, from said committee, also reported in favor of the passage of said third mentioned bill.

The question being on agreeing to said report,

On motion of Mr. Hiller, and by unanimous consent, said bill was amended by inserting after the word "of," in line 2, section 1, the words "a majority of."

Mr. Vedder moved that said bill be recommitted to the committee on charitable and religious societies, with instructions to strike out the word "Kiantone," and insert the word "Clymer."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Speaker presented a communication from the Attorney-General, requesting the opinion of the Attorney-General in regard to the right of the Federal government to compel the owners of canal boats navigating the canals of this State to the seaboard, to pay annual fees for license and enrollment papers, and also for admeasurement and hospital dues.

On motion of Mr. Alvord, said communication was ordered printed and referred to the committee on canals.

(See Doc. No. 71.)

Also, a communication from the county clerk of the county of New York, in answer to a resolution of the Assembly in relation to the amount of fees collected in his office during the year 1878; which was laid upon the table and ordered printed.

(See Doc. No. 69.)

Also, the annual report of the Society of the New York Hospital; which was laid upon the table and ordered printed.

(See Doc. No. 67.)

Also, the annual report of the Poppenhusen Institute for the year 1878; which was laid upon the table and ordered printed.

(See Doc. No. 68.)

Also, a communication of the German Society of the city of New York, asking for an amendment to the laws creating the Commissioners of Emigration, so as to reinstate the president of the German Society in the board of Commissioners of Emigration.

On motion of Mr. Alvord, said communication was ordered printed and referred to the committee on commerce and navigation.

(See Doc. No. 70.)

Mr. Hazelton moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the Metropolitan Safe Deposit Company of the city of New York."

"An act to authorize the change of the name of the 'Sixpenny Savings Bank of the city of New York' to 'The City Savings Bank of New York.'"

"An act in relation to the Brooklyn Trust Company."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. W. Miller, from said committee, reported in favor of the passage of said first and second mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. W. Miller, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

On motion of Mr. Lincoln, at 9 o'clock and 55 minutes, the House adjourned.

WEDNESDAY, FEBRUARY 25, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Marshall.

On motion of Mr. Coughlin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Speaker presented a communication from the Secretary of State transmitting a report on the statistics of crime in this State; which was laid on the table and ordered printed.

(See Doc. No. 75.)

The Senate returned the bill entitled "An act to amend chapter 833 of the Laws of 1873, entitled 'An act to regulate the fees of coroners,'" with a message that they consent to a committee of conference, and have appointed Messrs. Wood, Thompson and Parmenter as such committee on the part of the Senate.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill entitled "An act relative to the village of Ballston Spa, to provide for completing the water works and paying all indebtedness on account thereof," with a message that they concur in the passage of the same, with the following amendments:

"Section 1, line 20, of engrossed bill, after the word 'thereto,' add the following, 'such bonds shall not be sold at less than their par value and.'"

In 21st line, after the word "bonds," strike out the words "to be," and insert in lieu thereof the words "shall be."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Deane	Jones	Sherwood
Alvord	Denniston	Kirk	Sloan
Bassett	Dickson	Knapp	H. Smith
Batcheller	Eastman	Kshinka	Snyder
Beecher	Ely	Landfield	Speaker
Bennett	Farrar	Leake	C. S. Spencer
Berri	Fish	Lincoln	Stephens
Biglin	Goss	Lynde	Stover
Blessing	Gregory	Mackin	Sunderlin

Bostwick	Griffin	Manley	Taylor
Brown	Gurnee	McQueen	Thorp
Burritt	Hammond	Melvin	Townsend
Carpenter	Hardy	Morey	Vedder
Chadwick	Hayes	Oakley	Wahner
Clark	Hazelton	Persons	West
Cleary	Healey	Phillips	Whalen
Colahan	Herrick	Philpot	Wight
Comstock	Hiller	S. G. Pope	Winfield
Coughlin	Holden	Scherman	Worth
Daly	Hussey	Schifferdecker	

Ordered, That the Clerk return said bill to the Senate with a message informing of concurrence in their amendments.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to repeal an act entitled 'An act to provide for the location and erection of a new city prison and place for holding certain courts in the city of New York,' being chapter 535 of the Laws of 1873."

"An act for the disposition of excise moneys and fines for intoxication within the village of Monticello."

"An act to provide for a deficiency in moneys applicable to the repair and building of roads and bridges in the town of Geneva, for the year 1873; to legalize the acts of the commissioners of highways and the collector of said town, and for the relief of said commissioners."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to incorporate St. Ann's Catholic Total Abstinence and Benevolent Society of Hornellsville," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to provide for the discharge of judgments against persons discharged under the bankrupt law," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, in the words following:

The select joint committee on joint rules report the following joint rules for the Senate and Assembly, and recommend their adoption.

D. P. WOOD,
JOHN FOX,
C. S. LINCOLN,
T. G. ALVORD,
GEO. S. BATCHELLER,
SMITH M. WEED,
G. M. BEEBE.

JOINT RULES OF THE SENATE AND ASSEMBLY.

RULE 1. Each house shall transmit to the other all papers in which any bill or resolution shall be founded.

RULE 2. When a bill or resolution which shall have passed in one house shall be rejected in the other, notice thereof shall be given to the house in which the same may have passed.

RULE 3. Messages from one house to the other shall be communicated by their clerks respectively, unless the house transmitting the message shall specially direct otherwise.

RULE 4. It shall be in the power of either house to amend any amendment made by the other to any bill or resolution.

RULE 5. In every case of difference between the two houses, upon any subject of legislation, either house may request a conference, and appoint a committee for that purpose, and the other shall also appoint a committee to confer. The committee shall meet at such hour and place as shall be *appointed* by the *chairman* of the committee on the part of the house requesting such conference. The conferees shall state to each other verbally, or in writing, as either shall choose, the reasons of their respective houses, and confer freely thereon. The committee shall report, in *writing*, and shall be authorized to report such modifications or amendments as they think advisable. But no committee on conference shall consider or report on any matters except those directly at issue between the two houses. The papers shall be left with the conferees of the house assenting to such conference, and they shall present the report of the committee to their house. When such house shall have acted thereon, they shall transmit the same, and the papers relating thereto, to the other, with a message certifying its action thereon. Every report of a committee of conference shall be read through, in each house, before a vote is taken on the same.

RULE 6. It shall be in order for either house to recede from any subject-matter of difference subsisting between the two houses at any time previous to conference, whether the papers on which such difference arose are before the house receding, formally or informally; and on such vote to recede, the same number shall be required to constitute a quorum to act thereon, and to assent to such receding, as was required on the original question out of which the difference arose.

RULE 7. After each house shall have adhered to their disagreement, the bill which is the subject of difference shall be deemed lost, and shall not be again revived during the same session in either house.

RULE 8. All joint committees of the two houses, and all committees of conference, shall consist of three senators and five members of assembly, unless otherwise specially ordered by concurrent resolution.

RULE 9. No bill which shall have passed one house shall have its final reading in the other in less than two days thereafter, without the consent of two-thirds of the members thereof present; and whenever ten or more bills shall be in readiness for final reading in either house, such house shall forthwith proceed to the final reading of such bills, under the order of "third reading of bills, and continue the same from day to day, until all such bills" then in readiness for final reading shall have been read, unless this order of business shall, by the vote of two-thirds of the members present, be suspended or laid on the table. All such bills shall have their last reading in each house in the order in which the same shall have been ordered to a final reading in such house, unless the bill to be read be laid on the table. In all cases where a bill shall be so ordered to lie on the table, it shall retain its place in the order of the final reading of bills, but shall not be called up for consideration unless by a vote of a majority of the members present.

RULE 10. The same bill shall not, specially or by name, create, renew or continue more than one incorporation, nor contain any provisions in relation to the altering of more than one incorporation by name;

but this rule shall not be construed to apply to corporations to be formed under general laws according to the eighth article of the constitution, nor to bills for consolidating corporations. After any bill has been reported by a committee, no amendment shall be made thereto which introduces an entirely new and different subject-matter from the subject-matter of the bill reported.

RULE 11. Whenever there shall be an election of officers by the joint action of the two houses, the result shall be certified by the president of the senate and speaker of the assembly, and shall be reported by the presiding officer of each house to their respective houses, and be entered on the journals of each, and shall be communicated to the governor by the clerks of the two houses.

RULE 12. There shall be printed, of course, and without order, 614 copies of all original bills reported by committees of either house; and 800 copies of all messages from the governor (except messages certifying his approval of bills), all reports of standing or select committees, and all reports or communications made in pursuance of law; and 796 copies of the journal of each house, which number shall be denominated the usual number.

RULE 13. Neither house shall order the printing or purchasing of books for the use of members or for distribution, except by joint resolution, upon which the ayes and noes shall be called, and which must receive the votes of a majority of each house; and no printing shall be done, by order of either house, which is not embraced in the contract for doing the public printing. Whenever either house shall order more than the usual number of any message or document, the fact shall be communicated immediately by message to the other. Whenever extra copies of any document shall be ordered printed, the printer shall be authorized and required to deliver to the trustees of the State library at least five copies in addition to the number so ordered, for the use of the said library; and whenever more than five hundred copies are so ordered, the printer shall in like manner furnish five additional copies for each five hundred for the purpose of literary exchanges.

RULE 14. When the same document shall by separate orders be directed to be printed by both houses, it shall be regarded as but one order, unless otherwise expressly directed by either house.

RULE 15. In the distribution of documents, the governor and State officers shall each have the same number as each of the members; and a specified number may be added for any committee, officer, or author of a document.

RULE 16. The sergeant-at-arms of each house shall receive from the printer all matter ordered by the respective houses, and shall keep a book and enter therein the time of reception by him of every such bill or document, and the number of copies received, and shall cause each and any of such bill or document to be immediately placed on the desks of the members.

RULE 17. There shall be printed six hundred and fourteen bills, and distributed as follows:

To the senate	125 copies.
To the assembly	450 copies.
To the State officers.....	28 copies.
To the State library.....	1 copy.
Retained to bind.....	10 copies.

There shall be printed three hundred and ten messages and documents, and distributed as follows:

To the senate	80 copies.
To the assembly	190 copies.
To State officers	30 copies.
To the State library	1 copy.

There shall be printed three hundred journals of each house, and distributed as follows:

To the senate	80 copies.
To the assembly	188 copies.
To the State officers	30 copies.
To the State library	2 copies.

There shall be printed to bind, four hundred and ninety-six journals of each house, and the same number of messages and documents, and distributed as follows:

For the senate	38 copies.
For the assembly	134 copies.
For senate library	16 copies.
For assembly library	50 copies.
For the counties and public officers	123 copies.
For literary and scientific exchanges, to be made by the regents of the university, including one copy for each State and Territory and one copy for each of the regents who are not otherwise provided for.....	124 copies.
For State library	5 copies.

There shall also be printed and bound for the State library five copies of the Session Laws, and also of the journal of each house, and fifty-five copies of the same for the regents of the university, for the purpose of literary exchanges.

The clerk of each house shall forthwith, after the journal thereof of each day is approved, deliver a legible copy thereof to the printer for the two houses, who shall have the same printed and delivered to the sergeant-at-arms of each house within forty-eight hours thereafter.

RULE 18. There shall be a standing committee, consisting of three members of the senate and five members of the assembly, to be called the joint committee on the State library and cabinet of natural history.

RULE 19. The supply bill and the annual appropriation bill shall be reported by the fifteenth day of March, and printed immediately thereafter, and made the special order for the twenty-fifth day of March, or some day prior thereto, immediately after the reading of the journal.

RULE 20. No bill introduced after the fifteenth day of March in either house shall have its final reading in either house until all bills previously introduced in either, and sent from one house to the other house for concurrence and ready for third reading, shall be disposed of, unless by unanimous consent, except the supply bill and the annual appropriation bill; and the clerk of each house shall note on each engrossed bill the day on which it was introduced, and the day on which it was received from the other house, and shall announce such facts when the same is proposed to be read a third time.

RULE 21. When a bill originated in the senate or assembly shall have been lost in either house, neither the same, nor any other bill on the same subject, and containing similar provisions, shall be subse-

quently introduced into the senate or assembly during the same session, unless by unanimous consent.

RULE 22. The postmaster of each house shall weigh and stamp all documents sent by mail or express, and enter in a book to be kept by him for that purpose, the amount of postage or express charge thereon, and report to the clerk of the respective houses the aggregate thereof weekly; and the assistant postmaster of each house shall enter in a book to be kept by him for that purpose an accurate account of all documents, with the postage or express charges paid thereon, transmitted from the post-office of their respective houses by mail or express, and report the aggregate thereof weekly to the respective clerks of the senate and assembly; and the clerks of the senate and assembly shall, from time to time, furnish to the postmaster of each house respectively, the stamps requisite for carrying into execution this rule, and an account thereof shall be kept by them in books to be by them provided for that purpose; and the books kept by the postmaster and assistant postmaster, above specified, shall be, at all times, open to the inspection of the clerks and members of each house respectively.

Mr. Speaker put the question whether the House would agree to the adoption of said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Knapp	Sherwood
Alberger	Eastman	Kshinka	H. Smith
Alvord	Ely	Landfield	J. W. Smith
Bassett	Farrar	Leake	Speaker
Batcheller	Fish	Lincoln	C. S. Spencer
Bennett	Foote	Lockwood	Sunderlin
Biglin	Goss	Lynde	Taylor
Blessing	Gregory	McGroarty	Thorp
Blumenthal	Griffin	Melvin	Townsend
Braman	Hanrahan	Morey	Wagstaff
Brown	Hayes	Oakley	West
Burritt	Hazelton	Parry	Whalen
Chadwick	Hiller	Persons	Wight
Clark	Hoag	Phillips	Winfield
Comstock	Holden	Philpot	C. B. Wood
Daly	Jones	Scherman	Worth
Davis	Kirk	Schifferdecker	

Ordered, That the Clerk return said joint rules to the Senate, with a message informing that the Assembly have adopted the same.

The following assistant doorkeepers appeared, and the oath of office was administered to them by the Speaker:

Stephen Weaver, Provost Veazie, Cornelius Ostrander, A. A. Wemple, Henry Goslee, Henry Hammond.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend the several acts in relation to the Industrial Exhibition Company, and to authorize the issuing of bonds for the purposes of its organization."

"An act relating to the taking of testimony by stenographer, and the subscribing and filing of the same in the surrogate's court of the county of Kings."

"An act in regard to publishing the accounts of incorporated villages in this State."

"An act to facilitate the construction of a railroad from Lake Champlain, at or near the village of Plattsburgh to the village of Malone, by the way of the Clinton State prison, at Dannemora."

"An act to incorporate the Western New York Conference of the Methodist Episcopal Church."

"An act to secure effective vaccination in the city of New York and the collection of pure vaccine lymph or virus."

"An act to amend 'An act supplementary to and amendatory of an act in relation to a public park in the city of Albany,' passed February 16, 1872, and the 'Act in relation to the Washington park of the city of Albany,' passed March 11, 1873."

"An act entitled 'An act to amend an act passed April 17, 1871, entitled An act authorizing the establishment of the House of Refuge for Juvenile Delinquents in Western New York.'"

"An act to authorize the formation of corporations for the erection and keeping of hotels."

"An act authorizing and empowering the board of directors of the village of Saugerties, in the county of Ulster, to assess, levy and collect the sum of four thousand six hundred dollars, for the purpose of liquidating and discharging the indebtedness of said village."

"An act to amend the act passed April 27, 1872, entitled 'An act to amend chapter 657 of the Laws of 1871, entitled An act to amend the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 20, 1871."

"An act to confirm the title of certain real estate in Esther Young, the widow of Joseph Young, late of the county of Clinton, an alien, deceased."

"An act to release the interest of the people of the State of New York, in certain lands and real estate in the city of New York, of which Louis Planer died seized, to August Berbert."

"An act to release the interest of the people of the State of New York in certain real estate in the town of Dunkirk, to Jane Errington."

"An act to release to Elizabeth Buerkel the real estate of which Henry Buerkel died seized."

"An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds, to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same."

"An act to authorize the transfer of moneys held in trust to non-resident guardians and others."

"An act to authorize the paving of Bank street, between West street and Thirteenth avenue, in the city of New York, with Belgian or Trap Block pavement."

"An act to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway, extending in said towns of the width of not less than two nor more than three rods."

"An act to lay out, open and grade Twenty-second avenue, in the towns of New Utrecht and Gravesend, in the county of Kings."

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond, passed April 24, 1866,' as said act was amended by an act passed April 25, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lawrence	Sherwood
Alberger	Davis	Lincoln	Simon
Alvord	Denniston	Lockwood	Sloan
Barrow	Ely	Lynde	J. W. Smith
Bassett	Farrar	Mackin	C. S. Spencer
Batcheller	Fish	McGroarty	Stover
Beecher	Foote	McQueen	Sunderlin
Bennett	Goss	Melvin	Taylor
Biglin	Gregory	Morey	Thorp
Blessing	Griffin	Nice	Townsend
Blumenthal	Hammond	Oakley	Vedder
Branan	Hazelton	Parry	Wahner
Brown	Hiller	Persons	Wagstaff
Cauldwell	Hoag	Petty	Weed
Chadwick	Holden	Philpot	West
Clark	Jones	S. G. Pope	Whalen
Cleary	Kirk	Ryan	Wight
Colahan	Knapp	Scherman	C. B. Wood
Comstock	Kshinka	Schifferdecker	Worth
Coughlin	Landfield		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act supplementary to chapter 76 of the Laws of 1873, entitled 'An act to define and establish the boundaries of school district No. 5 of the town of Flushing, Queens county; to provide for the purchase of a new school-house site, and erection of a new school-house thereon, and for the sale of the present school-house and site in said school district,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Lynde	Shattuck
Alberger	Denniston	Manley	Sherwood

Alvord	Dickson	McGroarty	Sloan
Barrow	Farrar	Melvin	J. W. Smith
Bassett	Goss	W. Miller	Snyder
Batcheller	Gregory	Morey	Speaker
Beecher	Griffin	Nice	C. S. Spencer
Bennett	Gurnee	Oakley	Stephens
Berri	Hammond	Parry	Sunderlin
Biglin	Hanrahan	Patten	Thorp
Braman	Hardy	Persons	Townsend
Brown	Hazeltan	Petty	Wachner
Bulkley	Holden	Phillips	Wagstaff
Burritt	Houghton	Philpot	Weed
Carpenter	Hussey	S. G. Pope	West
Chadwick	Johnson	Prince	Whalen
Clark	Jones	Sanford	Wight
Comstock	Kshinka	Scherman	Winfield
Coughlin	Lincoln	Schifferdecker	Worth
Daly			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to county treasurers," being announced for a third reading,

Mr. Vedder moved to recommit said bill to the committee on the judiciary, with instructions to strike out the tenth section, retaining its place on third reading of bills, and report forthwith.

Mr. W. Miller moved to amend the instructions by instructing said committee to strike out the enacting clause.

Mr. Lincoln moved to amend the instructions by directing said committee to add as section 13 the following:

"§ 13. This act shall take effect on the first day of January, 1876."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the negative.

{ AYES 26 }
{ NOES 70 }

Those who voted in the affirmative, were

Alberger	Griffin	Lincoln	Scherman
Bassett	Hanrahan	McGroarty	Schifferdecker
Bennett	Hardy	W. Miller	J. W. Smith
Brown	Healey	Nice	C. S. Spencer
Comstock	Hiller	Parry	Vedder
Eastman	Hoag	Persons	Worth
Footo	Landfield		

Those who voted in the negative, were

Abeel	Davis	Knapp	Quinn
Alvord	Denniston	Kshinka	Ryan
Barrow	Dickson	Law	Sherwood
Batcheller	Donahue	Lawrence	Simon
Beecher	Ely	Lynde	Sloan
Berri	Farrar	Mackin	Stover

Blessing	Fish	McQueen	Sullivan
Blumenthal	Goss	Melvin	Taylor
Braman	Gregory	Morey	Thorp
Burritt	Gurnee	Murray	Townsend
Coffey	Hammond	Oakley	Wachner
Carpenter	Hayes	O'Callaghan	Wagstaff
Cauldwell	Hazelton	Patten	Weed
Chadwick	Holden	Petty	West
Clark	Hussey	Phillips	Whalen
Cleary	Johnson	Philpot	Wight
Coughlin	Jones	Prince	C. B. Wood
Daly	Kirk		

Mr. Prince moved to amend said motion by instructing said committee to amend section 1, line 10, by striking out the word "daily" and inserting the word "weekly."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Colahan moved to amend said motion by instructing said committee to amend said bill by inserting after the words "New York," in section 1, the words "and the county of Kings."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Vedder, and it was determined in the negative.

{ AYES 34 }
{ NOES 51 }

Those who voted in the affirmative, were

Beecher	Hardy	Parry	C. S. Spencer
Bennett	Hiller	Philpot	Stover
Berri	Holden	Prince	Townsend
Braman	Johnson	Scherman	Vedder
Chadwick	Landfield	Schifferdecker	Wachner
Denniston	Lynde	Sherwood	Whalen
Eastman	Mackin	Sloan	Winfield
Fish	Melvin	H. Smith	C. B. Wood
Gregory	Morey		

Those who voted in the negative, were

Alberger	Comstock	Hussey	Petty
Alvord	Daly	Jones	Quinn
Barrow	Davis	Kirk	Ryan
Bassett	Ely	Knapp	Simon
Batcheller	Farrar	Kshinka	Stephens
Blessing	Goss	Lincoln	Sullivan
Blumenthal	Griffin	McGroarty	Taylor
Brown	Gurnee	McQueen	Thorp
Burritt	Hammond	W. Miller	Wagstaff
Coffey	Hanrahan	Murray	Weed
Cauldwell	Hayes	Oakley	West
Clark	Hazelton	O'Callaghan	Wight
Cleary	Hoag	Patten	

On motion of Mr. Hammond, and by unanimous consent, said bill was amended as follows:

Section 7, after the word "deposit," in line 2 engrossed bill, add "at the time or times required by the first section of this act."

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 28 }

Those who voted in the affirmative, were

Abeel	Colahan	Johnson	Ryan
Alvord	Comstock	Jones	Simon
Barrow	Coughlin	Kirk	Sloan
Bassett	Daly	Kshinka	H. Smith
Batcheller	Davis	Law	Snyder
Bennett	Denniston	Lawrence	Speaker
Berri	Dickson	Lincoln	Stover
Biglin	Donahue	Lynde	Sullivan
Blessing	Ely	McGroarty	Sunderlin
Blumenthal	Farrar	McQueen	Taylor
Braman	Fish	Morey	Thorp
Brown	Goss	Murray	Townsend
Burritt	Gregory	Oakley	Waehner
Coffey	Gurnee	O'Callaghan	Wagstaff
Carpenter	Hammond	Patten	Weed
Cauldwell	Hayes	Philpot	Wight
Chadwick	Hazelton	Prince	Winfield
Clark	Hoag	Quinn	Worth
Cleary	Holden		

Those who voted in the negative, were

Alberger	Hiller	Nice	Schifferdecker
Beecher	Hussey	Parry	Sherwood
Eastman	Knapp	Persons	J. W. Smith
Foote	Landfield	Petty	C. S. Spencer
Griffin	Mackin	Phillips	Stephens
Hanrahan	Melvin	S. G. Pope	Vedder
Hardy	W. Miller	Scherman	West

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, and on motion of Mr. Prince,

Resolved, That the Clerk furnish to the members of the House printed blanks for resolutions to refer bills to the sub-committee of the whole, under rule 40.

By unanimous consent, and on motion of Mr. Whalen, the bill entitled "An act to re-organize the village of Medina," was announced for a third reading.

On motion of Mr. Whalen, and by unanimous consent, said bill was amended as follows:

Page 2, lines 18 and 19, strike out the word "Timmerman" and insert the word "Timmerman."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Kshinka	Sanford
Alberger	Davis	Landfield	Scherman
Alvord	Dickson	Law	Schifferdecker
Barrow	Donahue	Lincoln	Sherwood
Bassett	Eastman	Lockwood	Sloan
Batcheller	Farrar	Lynde	H. Smith
Beecher	Fish	Manley	Speaker
Bennett	Footo	McGroarty	Stover
Berri	Goss	Melvin	Sunderlin
Biglin	Griffin	W. Miller	Tewksbury
Blessing	Gurnee	Morey	Thorp
Bordwell	Hammond	Murray	Townsend
Braman	Hanrahan	Nice	Vedder
Brown	Hayes	O'Callaghan	Wagstaff
Bulkley	Hazelton	Parry	West
Burritt	Hiller	Patten	Whalen
Coffey	Houghton	Petty	Wight
Cauldwell	Hussey	Phillips	Winfield
Chadwick	Jones	Philpot	C. B. Wood
Cleary	Kirk	S. G. Pope	P. Woods
Colahan	Knapp	Prince	Worth
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act further to provide for the payment of certain certificates issued to the militia of the State for services in the war of 1812," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to provide for the maintenance of certain convicts in the penitentiary at Syracuse," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to provide for the payment of certain certificates issued to the militia of the State of New York for expenses

incurred in the war of 1812," reported adversely thereto (another bill on the same subject-matter having been reported favorably), which report was agreed to.

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act to amend chapter 863 of the Laws of 1867, entitled An act to construct a bridge over Tonawanda creek, in the counties of Erie and Niagara, and to provide means therefor,'" and that the same be referred to the committee on roads and bridges.

By unanimous consent, Mr. Vedder introduced a bill entitled "An act enabling Olcott P. Boardman to appeal to the canal board from an award made on the first day of April, 1868, by the Canal Appraisers, for land of said Boardman appropriated by the State for purpose of the Genesee Valley canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, also, the bill entitled "An act for the relief of Ansel Adams, in the matter of his claim against the State, for injuries to land owned by him, accruing from the partial construction of a portion of the Genesee Valley canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, also, the bill entitled "An act for the relief of Lambert Whitney, in the matter of his claim against the State, for injuries to lands owned by him, accruing from the partial completion of a portion of the Genesee Valley canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

By unanimous consent, Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That the Speaker and Clerk of this House be and they are hereby directed to cause an examination to be made of all bills now on general orders, and such bills as may be reported from any standing committee, and from time to time submit a list to this House such as are properly referable to the sub-committee of the whole, and the approval of the House of such list shall refer such bills to the sub-committee with the same effect that separate resolutions now refer such bills.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Oakley moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Weed moved to lay the order of business "third reading of bills" on the table, for the purpose of taking up the order of business "introduction of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Braman introduced a bill entitled "An act to authorize the construction of a railway on Hudson, Phillip, Hamilton, Lark, Allen, State, Madison avenue and other streets, in the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Hardy introduced a bill entitled "An act in relation to school commissioners' district and school commissioners in the county of Cayuga," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Hiller introduced a bill entitled "An act to regulate the salaries of the president, trustees and other officers of the village of Dunkirk," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Weed introduced a bill entitled "An act to provide for the improvement of the hydraulic power of the Chateaugay river," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to secure the safe construction and proper management of railroads," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

On motion of Mr. Weed, said bill was ordered printed.

Also, a bill entitled "An act to allow the Skinners, Eddy and Little Meadows Railroad Company to extend their road and occupy the berme bank of the Chenango canal extension for railroad purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Farrar introduced a bill entitled "An act to amend an act regulating the sale of intoxicating liquors, passed April 10, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend an act entitled 'An act to authorize the formation of town insurance companies,' passed April 17, 1857, and the act to amend the same, passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Phillips introduced a bill entitled "An act relating to the preservation of fish within the county of Cortland, State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. J. W. Smith introduced a bill entitled "An act to release the interest of the people of the State of New York in and to certain land situate in the city of Buffalo to Gertrude Theile," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to regulate the quality and price of illuminating gas, and to provide for the office of meter inspector in the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Sunderlin introduced a bill entitled "An act to divide the town of Mayfield, in the county of Fulton and State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil divisions.

Mr. Townsend introduced a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Le Roy,' passed April 6, 1857, and of the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Melvin introduced a bill entitled "An act to authorize the common council of the city of Brooklyn to grade, pave and complete certain streets in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Berri introduced a bill entitled "An act to change the name of the Mariners' Family Industrial Society of the port of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, a bill entitled "An act to provide for the admission of the president of the Scandinavian Emigrant Protection Society as a member of the Board of Commissioners of Emigration," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. McGroarty introduced a bill entitled "An act in relation to the Brooklyn and Newtown Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Colahan introduced a bill entitled "An act providing for payment to the Forty-seventh Regiment, National Guard of the State of New York, of moneys due them from the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, a bill entitled "An act for the relief of the New Williamsburg Flatbush Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. J. W. Smith introduced a bill entitled "An act to release the interest of the people of the State of New York in and to certain lands situate in the town of Hamburg, Erie county, to George Irensterter," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Donahue introduced a bill entitled "An act in relation to the pay of the officers and members of the fire department of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Morey introduced a bill entitled "An act to amend an act entitled 'An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations,' passed May 15, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Taylor introduced a bill entitled "An act for the establishment of a superior court in the city of Rochester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend an act entitled 'An act in relation to the location and erection of public buildings for the use of the city of Rochester,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Stover introduced a bill entitled "An act to prevent abuses in town and county charges in criminal cases in the county of Montgomery," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Coughlin introduced a bill entitled "An act authorizing the Dry Dock Savings Institution of the city of New York to change its location," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, a bill entitled "An act to establish the court of assistance of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Blessing introduced a bill entitled "An act to amend the act entitled 'An act to re-organize the local government of the city of New York,' passed April 30, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Colahan introduced a bill entitled "An act to appoint commissioners to determine the claim of Jeremiah Crowley against the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to require the Eighth Avenue Railroad Company to extend its railroad route in the city of New York, and to regulate the use and operation of the railroad of said company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Wagstaff introduced a bill entitled "An act to extend the time to complete the organization of the Atlantic Guarantee and Trust Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Waehner introduced a bill entitled "An act for the relief of Christina A. Nauert," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Blumenthal introduced a bill entitled "An act to amend an act entitled 'An act to amend an act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850, passed April 15, 1854," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Hammond introduced a bill entitled "An act to amend section 27, title 17 of chapter 8 of part 3d of the Revised Statutes, entitled 'General miscellaneous provisions concerning suits and proceedings in civil cases,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Sloan introduced a bill entitled "An act to extend the time for the collection of taxes in the city of Oswego," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Oakley introduced a bill entitled "An act to provide for the liquidation, funding and payment of the debts of the town of Newtown, in Queens county, as apportioned between Long Island City and the town of Newtown," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to authorize the construction and use of a railroad from the Thirty-fourth street ferry to the Ninety-second street ferry, in Long Island City, and through certain streets and avenues in the Fourth ward of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Prince introduced a bill entitled "An act in relation to taxes and assessments in the city of New York and the collection and vacation thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Stephens introduced a bill entitled "An act to regulate the manufacture and transportation and storage of nitro-glycerine in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. West introduced a bill entitled "An act to authorize the town of Clifton Park, Saratoga county, to purchase the bridge belonging to the Schenectady Bridge Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Hazelton introduced a bill entitled "An act to extend the limits of Union Free School District No. 1 of the town of Ovid, in the county of Seneca, and to dissolve School Districts No. 3 and 4 in the town of Romulus, in said county," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hazelton, and by unanimous consent, said bill was ordered printed and to a third reading.

Mr. Law introduced a bill entitled "An act to confirm the official acts of Cicero W. Barber as notary public in and for the county of Washington, done from March 30, 1873, to and including February 18, 1874," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Clark introduced a bill entitled "An act extending the time in which the Canandaigua, Palmyra and Ontario Railway Company shall begin and expend ten per cent of its capital in the construction of its road, and in which to finish the same and put it in operation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Gurnee introduced a bill entitled "An act to enable the trustees of the village of Clyde, New York, to raise by tax the sum of six thousand dollars and interest thereon wherewith to pay the indebtedness existing against said village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Cauldwell introduced a bill entitled "An act to re-enact and amend an act entitled 'An act to provide for the annexation of the

towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York,' passed May 23, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

On motion of Mr. Cauldwell, and by unanimous consent, said bill was ordered printed.

Mr. Wight introduced a bill entitled "An act to repeal an act passed May 11, 1872, entitled 'An act to amend an act entitled An act to provide for the drainage of the swamp, bog, and other low and wet lands in the village of White Plains, and adjacent thereto, passed May 2, 1871,' so far as the same relates to that portion of the town of Greenburgh lying without the limits of the village of White Plains," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to amend chapter 90 of the Laws of 1873, entitled 'An act to provide for the election of town officers and the transaction of town business in the town of Greenburgh, in the county of Westchester,' passed March 18, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

On motion of Mr. Eastman, and by unanimous consent,

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill No. 40, entitled "An act relating to the inspection of steam boilers," and that it be referred to the committee on trades and manufactures.

Mr. Brown introduced a bill entitled "An act to authorize the Canal Commissioners to construct a swing bridge over the Chenango canal at Water street, in the village of Clinton, Oneida county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, Mr. Nice presented a petition of citizens of Tonawanda, Erie county, in favor of an extra lock over the Erie canal at that place; which was read and referred to the committee on canals.

By unanimous consent, Mr. Goss presented a remonstrance of citizens of Monroe county against extension of limits of the city of Rochester; which was read and referred to the committee on affairs of cities.

By unanimous consent, Mr. C. S. Spencer presented a petition of shipping merchants of the city of New York for amendment of the wharfage acts of 1870 and 1872; which was read and referred to the committee on commerce and navigation.

By unanimous consent, Mr. Cleary presented a petition of citizens of Rensselaer county for exemption of bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

By unanimous consent, Mr. Fish presented a petition of John Foster and others against the division of the town of Phillipstown, Putnam county; which was read and referred to the committee on civil divisions.

On motion of Mr. Alberger, at 2 o'clock and 20 minutes, the House adjourned.

THURSDAY, FEBRUARY 26, 1874.

The House met pursuant to adjournment.

Prayer by Rev. J. Love, Jr.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to repeal an act entitled 'An act in regard to highways and bridges in the towns of Le Ray and Rutland, in the county of Jefferson,' passed May 15, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to provide for opening Front street, in Long Island City, Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 395 of the Laws of 1873, entitled 'An act to alter the system of repairing the highways,' passed May 2, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend chapter 121 of Laws of 1867, entitled 'An act authorizing the assessment of highway labor upon the Jeffersonville and Monticello turnpike road,' passed March 23, 1867."

"An act relative to the village of Ballston Spa, to provide for completing the water works and paying all indebtedness incurred on account thereof."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act supplementary to an act entitled 'An act to provide for the incorporation of religious societies,' passed April 15, 1813, and the several acts amendatory thereof," with a message that they had concurred in the amendments made in the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

Mr. Speaker presented a communication from the sheriff of the city and county of New York, in response to a resolution of the Assembly, calling upon him for information relative to the amount of fees collected in his office during the year 1873; which was laid upon the table and ordered printed.

(See Doc. No. 73.)

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 18, 1861," with a message that they had concurred in the passage of the same, with the following amendment:

Section 1, line 10, of engrossed bill, after the word "published" insert as follows: "once in each week for six weeks successively in the city papers authorized to publish corporation notices."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Law	Sherwood
Alberger	Daly	Leake	H. Smith
Alvord	Deane	Lincoln	Snyder
Badger	Denniston	Lockwood	Speaker
Barrow	Dickson	Lynde	C. S. Spencer
Bassett	Donahue	Mackin	Stacy
Beecher	Eastman	Morey	Stover
Bennett	Farrar	Murray	Sunderlin
Berri	Footo	Nice	Tewksbury
Biglin	Gregory	Oakley	Thorp
Blumenthal	Gurnee	Parry	Vedder
Bordwell	Hammond	Persons	Wachner
Braman	Hardy	Petty	Wagstaff
Brewer	Hazleton	Philpot	West
Brown	Hiller	S. G. Pope	Whalen
Burritt	Hussey	Prince	Witbeck
Chadwick	Jones	Sanford	Wight
Clark	Kirk	Scherman	Winfield
Cleary	Knapp	Schifferdecker	C. B. Wood
Comstock	Kshinka	Shattuck	P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

Mr. Speaker presented the report of the commissioners for the improvement of the Hudson river; which was laid upon the table and ordered printed.

(See Doc. No. 74.)

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act in relation to the acknowledgment and proof of deeds, mortgages and other instruments in writing, and the taking of oaths and affidavits."

"An act in relation to proceedings in surrogates' courts, and to the powers and jurisdiction of surrogates."

"An act to incorporate united medical societies."

"An act to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county, held April 1, 1873, authorizing the supervisor of said town to offer a certain reward, and to provide for the payment of the same."

"An act to enable husbands and wives to testify for each other in criminal trials."

"An act to authorize the city of Buffalo to purchase and cancel bonds issued by said city for relief of sufferers by the Chicago fire, or directed to be issued."

"An act to authorize the board of supervisors of Erie county to grant and convey certain lands in the city of Buffalo to the Young Men's Association in the city of Buffalo."

"An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871."

"An act to amend the charter of the village of Akron, in the county of Erie."

"An act to repeal chapter 182 of Laws of 1872, entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Lake Ontario Shore Railroad Company, and to take the bonds or stock of that company therefor.'"

"An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads, and of public roads and of the alteration thereof in the town of Greenburgh,' passed April 15, 1854."

"An act to authorize a tax for fire purposes in the village of Greene, Chenango county."

"An act to amend an act passed April 26, 1869, entitled 'An act for the election of a receiver of taxes and assessments for the town of Cortlandt and village of Peekskill.'"

"An act in relation to the New York Institution for the Blind."

"An act to provide for the election of town officers and the transaction of town business in the town of Cortlandt, in the county of Westchester."

"An act to amend the charter of the Tract Society of the Methodist Episcopal Church."

"An act authorizing the supervisor of the town of Kiantone, in the county of Chautauqua, to convey to the Maple Grove Cemetery Association the lands now held by the said town, and used for cemetery purposes."

"An act to incorporate the Metropolitan Safe Deposit Company of the city of New York."

"An act to authorize the change of the name of the 'Sixpenny Savings Bank of the city of New York' to 'The City Savings Bank of New York.'"

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business "third reading of bills."

The Senate bill entitled "An act authorizing county courts and courts of sessions to summon additional petit jurors same as circuit courts and courts of oyer and terminer," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel
Alberger

Clark
Comstock

Hussey
Jones

G. Pope
Prince

Allen	Daly	Knapp	Scherman
Alvord	Deane	Kshinka	Shattuck
Batcheller	Denniston	Lincoln	H. Smith
Beebe	Dickson	Lynde	J. W. Smith
Beecher	Eastman	Mackin	Snyder
Bennett	Farrar	McGroarty	Speaker
Berri	Fish	Melvin	C. S. Spencer
Biglin	Foote	W. Miller	Sunderlin
Blessing	Gregory	Morey	Taylor
Blumenthal	Griffin	Nice	Thorp
Bordwell	Gurnee	Oakley	Vedder
Bostwick	Hammond	O'Callaghan	Waehner
Braman	Hanrahan	Parry	Whalen
Brown	Hardy	Persons	Witbeck
Burritt	Hazelton	Petty	Winfield
Carpenter	Hiller	Phillips	C. B. Wood
Cauldwell	Hoag	Philpot	P. Woods
Chadwick	Holden		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act providing for the payment to the Fifth regiment of the National Guard of the State of New York of the moneys due it from the State," being announced for a third reading,

Mr. Colahan moved to recommit said bill to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 13 }
{ NOES 45 }

Those who voted in the affirmative, were

Allen	Denniston	Gurnee	Ryan
Coffey	Donahue	Hammond	Shattuck
Cleary	Ely	Hayes	J. W. Smith
Colahan			

Those who voted in the negative, were

Abeel	Chadwick	McGroarty	Simon
Alberger	Clark	Melvin	Sloan
Alvord	Eastman	E. Miller	H. Smith
Beebe	Farrar	Oakley	Snyder
Beecher	Fish	Persons	C. S. Spencer
Bennett	Gregory	Petty	Stover
Berri	Griffin	Philpot	Vedder
Bordwell	Hoag	Prince	Waehner
Bostwick	Holden	Quinn	Wagstaff
Braman	Knapp	Scherman	West
Brown	Landfield	Schifferdecker	C. B. Wood
Cauldwell			

Mr. C. S. Spencer moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Clerk announced the following appointments:

Messengers for the last half of session: William R. Marks, Charles H. Mosher, Saunders Wilson, Franklin S. Noyes, Judson A. Bouton.

Mr. Speaker presented a communication, in the words following:

NEW YORK CENTRAL AND HUDSON RIVER R. R., }
ALBANY, N. Y., February 26, 1874. }

HON. JAMES W. HUSTED, *Speaker of the Assembly*:

Dear Sir—In order to accommodate the persons who may desire to attend the funeral of the late Hon. Henry Smith, at Amsterdam, to-morrow, we will hold our special day express west, until 9 A. M., which will reach Amsterdam about fifteen minutes past ten.

Yours truly,

J. TILLINGHAST,
Gen'l Superintendent.

In connection therewith Mr. Alvord offered the following:

Resolved, That, in honor of and respect for his official position, a committee of five be appointed by the Speaker to meet the funeral cortege of the Hon. Henry Smith, late president of the board of police commissioners of the city of New York, at the depot in this city on its arrival from New York to-morrow morning, and accompany the same to Amsterdam, the place of burial.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Alvord, Stover, Biglin, Johnson and Healey.

The bill entitled "An act to incorporate the Farmers and Mechanics' Savings Bank, of the village of Medina, county of Orleans," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Knapp	Schifferdecker
Alberger	Denniston	Kshinka	Shattuck
Alvord	Dickson	Landfield	Sherwood
Bassett	Eastman	Lincoln	Sloan
Batcheller	Ely	Lockwood	H. Smith
Beebe	Farrar	Lynde	Snyder
Beecher	Fish	Mackin	Speaker
Bennett	Foote	Melvin	C. S. Spencer
Berri	Gregory	Morey	Sunderlin
Biglin	Gurnee	Murray	Tewksbury
Blessing	Hammond	Oakley	Thorp
Bostwick	Hardy	Parry	Townsend
Braman	Hazelton	Persons	Vedder
Brown	Herrick	Petty	Waehner
Carpenter	Hiller	Philpot	Whalen
Cauldwell	Hoag	S. G. Pope	Witbeck
Chadwick	Holden	Prince	Wight

Clark	Houghton	Quinn	Winfield
Cleary	Johnson	Sanford	C. B. Wood
Colahan	Jones	Scherman	P. Woods
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,' passed May 11, 1889," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Eastman	Lynde	Sloan
Allen	Ely	Mackin	H. Smith
Alvord	Farrar	McGroarty	J. W. Smith
Bassett	Fish	Melvin	Speaker
Beebe	Gregory	W. Miller	C. S. Spencer
Beecher	Griffin	Morey	Stacy
Berri	Gurnee	Parry	Stover
Biglin	Hanrahan	Persons	Sunderlin
Blessing	Hardy	Petty	Thorp
Bordwell	Hazelton	Phillips	Townsend
Bostwick	Hoag	Philpot	Wachner
Braman	Holden	G. Pope	Wagstaff
Brown	Hussey	S. G. Pope	West
Burritt	Johnson	Prince	Whalen
Carpenter	Jones	Ryan	Witbeck
Chadwick	Kirk	Scherman	Wight
Clark	Knapp	Schifferdecker	C. B. Wood
Comstock	Kshinka	Shattuck	P. Woods
Denniston	Landfield	Sherwood	Worth
Dickson	Lincoln		

Those who voted in the negative, were

E. Miller Snyder

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Law	Simon
Alberger	Daly	Leake	Sloan
Allen	Deane	Lincoln	H. Smith
Alvord	Denniston	Lockwood	Snyder
Bassett	Dickson	Lynde	Speaker
Batcheller	Eastman	McGroarty	C. S. Spencer
Beebe	Ely	E. Miller	Stover
Beecher	Farrar	W. Miller	Sullivan
Bennett	Fish	Morey	Sunderlin
Berri	Goss	Murray	Tewksbury
Biglin	Gurnee	Nice	Thorp
Blessing	Hammond	Parry	Townsend
Bordwell	Hardy	Patten	Vedder
Bostwick	Hiller	Persons	Wagstaff
Braman	Hoag	Petty	Weed
Brown	Holden	Philpot	West
Burritt	Houghton	G. Pope	Whalen
Coffey	Hussey	S. G. Pope	Wight
Carpenter	Johnson	Prince	Winfield
Cauldwell	Jones	Sanford	C. B. Wood
Chadwick	Kirk	Scherman	P. Woods
Clark	Knapp	Schifferdecker	Worth
Comstock	Kshinka	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act passed April 26, 1869, entitled 'An act for the election of a receiver of taxes and assessments for the town of Cortlandt and village of Peekskill,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Lincoln	J. W. Smith
Alberger	Denniston	McGroarty	Snyder
Alvord	Dickson	E. Miller	Speaker
Batcheller,	Eastman	Morey	C. S. Spencer
Beebe	Ely	Nice	Stacy
Beecher	Farrar	Oakley	Stover
Bennett	Fish	Parry	Sullivan
Berri	Gurnee	Persons	Sunderlin
Blessing	Hardy	Petty	Tewksbury
Bordwell	Hazelton	Philpot	Thorp
Bostwick	Hiller	G. Pope	Townsend
Braman	Holden	S. G. Pope	Vedder

Burritt	Houghton	Prince	Wagstaff
Carpenter	Johnson	Sanford	West
Cauldwell	Jones	Scherman	Witbeck
Chadwick	Kirk	Schifferdecker	Wight
Clark	Knapp	Sherwood	Winfield
Colahan	Kshinka	Sloan	C. B. Wood
Coughlin	Landfield	H. Smith	P. Woods
Daly	Leake		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the election of town officers and the transaction of town business in the town of Cortlandt, in the county of Westchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Shattuck
Alberger	Coughlin	Landfield	Sherwood
Allen	Daly	Law	Sloan
Alvord	Davis	Leake	H. Smith
Barrow	Denniston	Lincoln	J. W. Smith
Bassett	Dickson	Lockwood	Snyder
Batcheller	Eastman	Lynde	C. S. Spencer
Beebe	Ely	Melvin	Stacy
Beecher	Farrar	W. Miller	Stover
Berri	Fish	Morey	Sunderlin
Biglin	Goss	Nice	Taylor
Blessing	Griffin	Oakley	Thorp
Bordwell	Gurnee	Parry	Townsend
Bostwick	Hardy	Persons	Vedder
Braman	Hayes	Petty	Waehner
Brown	Hazelton	Philpot	Wagstaff
Bulkley	Hiller	G. Pope	West
Burritt	Hoag	S. G. Pope	Witbeck
Coffey	Houghton	Prince	Wight
Carpenter	Hussey	Sanford	Winfield
Chadwick	Jones	Scherman	C. B. Wood
Clark	Kirk	Schifferdecker	Worth
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870," being announced for a third reading,

On motion of Mr. Alvord, and by unanimous consent, said bill was amended as follows:

Section 1, strike out the words "and corporations created by special charter."

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kirk	H. Smith
Alberger	Daly	Knapp	J. W. Smith
Allen	Donahue	Lawrence	Snyder
Alvord	Ely	Lynde	C. S. Spencer
Batcheller	Farrar	Mackin	Stephens
Bennett	Fish	Melvin	Stover
Berri	Foote	W. Miller	Sunderlin
Biglin	Goss	Persons	Tewksbury
Bordwell	Gregory	Philpot	Thorp
Braman	Griffin	S. G. Pope	Wachner
Brown	Gurnee	Prince	Wagstaff
Burritt	Hammond	Quinn	West
Carpenter	Hazelton	Ryan	Whalen
Cauldwell	Hoag	Scherman	Witbeck
Chadwick	Holden	Schifferdecker	Wight
Clark	Houghton	Shattuck	Winfield
Colahan	Johnson	Sherwood	C. B. Wood
Comstock	Jones	Simon	P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same, with an amendment.

The bill entitled "An act to amend 'An act supplementary to and amendatory of an act in relation to a public park in the city of Albany, passed February 16, 1872,' and the act in relation to the Washington park of the city of Albany, passed March 11, 1873," being announced for a third reading,

On motion of Mr. Kshinka, and by unanimous consent, said bill was amended as follows:

Section 2, line 5, after the word "aforesaid" insert the following:

"Including the amount of the bonds heretofore issued under and by virtue of section five of the act in relation to Washington park of the city of Albany, passed March eleventh, eighteen hundred and seventy-three, together with the interest thereon from their date, together with the expense of the assessment heretofore made."

Strike out all after the word "payment," in line 23, section 2, and also the word "act," line 24, same section, and insert instead thereof the words "of the amount included in the written statement above provided for."

Strike out the whole of the third section.

Section 4 to be section 3.

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Scherman
Alberger	Coughlin	Knapp	Schifferdecker
Alvord	Daly	Kshinka	Shattuck
Bassett	Davis	Landfield	Simon
Batcheller	Deane	Leake	H. Smith
Beebe	Dickson	Lincoln	C. S. Spencer
Beecher	Eastman	Lynde	G. W. Spencer
Bennett	Ely	McQueen	Stephens
Berri	Farrar	W. Miller	Stover
Blessing	Footo	Morey	Taylor
Bordwell	Gregory	Murray	Thorp
Bostwick	Gurnee	Nice	Vedder
Braman	Hammond	Parry	Wahner
Brown	Hardy	Persons	Wagstaff
Burritt	Hayes	Phillips	West
Coffey	Hazelton	Philpot	Whalen
Carpenter	Hiller	G. Pope	Witbeck
Cauldwell	Holden	S. G. Pope	Wight
Chadwick	Houghton	Prince	Winfield
Clark	Hussey	Sanford	P. Woods
Colahan	Johnson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to ratify and confirm the proceedings by and on behalf of tax payers of the town of Canton, in St. Lawrence county, for the appointment of commissioners to make and execute the bonds of said town, and invest them in the stock of the Adirondack Company, to aid said company in constructing a railroad, and to confirm the order of the county judge of said county appointing such commissioners," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Daly	Lockwood	H. Smith
Alberger	Davis	Lynde	Snyder
Allen	Deane	Melvin	Speaker
Alvord	Eastman	E. Miller	C. S. Spencer
Bassett	Ely	Morey	Stacy
Beebe	Farrar	Nice	Stover
Beecher	Fish	Oakley	Sullivan
Bennett	Footo	Parry	Sunderlin

Berri	Gregory	Persons	Taylor
Biglin	Griffin	Petty	Thorp
Bordwell	Hammond	Philpot	Townsend
Bostwick	Hardy	G. Pope	Wachner
Braman	Hazeltan	S. G. Pope	Wagstaff
Brown	Hiller	Prince	West
Burritt	Holden	Quinn	Whalen
Coffey	Houghton	Ryan	Witbeck
Carpenter	Johnson	Sanford	Wight
Cauldwell	Kirk	Scherman	Winfield
Chadwick	Knapp	Schifferdecker	C. B. Wood
Clark	Kshinka	Sherwood	P. Woods
Colahan	Lawrence	Simon	Worth
Coughlin	Lincoln	Sloan	

Those who voted in the negative, were

Batcheller W. Miller

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the charter of the village of Potsdam," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Kshinka	Sherwood
Alberger	Comstock	Landfield	Sloan
Allen	Coughlin	Lincoln	H. Smith
Alvord	Daly	Lynde	Snyder
Bassett	Deane	Melvin	C. S. Spencer
Batcheller	Denniston	Morey	Stacy
Beebe	Eastman	Nice	Stover
Beecher	Ely	Oakley	Sunderlin
Bennett	Farrar	Parry	Taylor
Berri	Foote	Patten	Thorp
Biglin	Goss	Persons	Vedder
Bordwell	Hardy	Petty	Wachner
Bostwick	Hayes	Philpot	Wagstaff
Braman	Herrick	G. Pope	West
Brown	Holden	S. G. Pope	Whalen
Bulkley	Houghton	Prince	Witbeck
Burritt	Johnson	Quinn	Wight
Carpenter	Jones	Sanford	Winfield
Cauldwell	Kirk	Scherman	C. B. Wood
Chadwick	Knapp	Schifferdecker	P. Woods
Clark			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Western New York Conference of the Methodist Episcopal Church," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Knapp	Scherman
Alberger	Daly	Kshinka	Schifferdecker
Allen	Deane	Landfield	Shattuck
Alvord	Denniston	Leake	Sherwood
Bassett	Dickson	Lincoln	Sloan
Batcheller	Eastman	Lynde	H. Smith
Beebe	Ely	McGroarty	Snyder
Beecher	Farrar	Melvin	C. S. Spencer
Bennett	Goss	E. Miller	Stephens
Berri	Gregory	W. Miller	Stover
Biglin	Gurnee	Murray	Sunderlin
Bordwell	Hammond	Nice	Thorp
Bostwick	Hardy	Parry	Vedder
Braman	Hayes	Patten	Waehner
Brown	Hazelton	Persons	Wagstaff
Burritt	Healey	Petty	West
Coffey	Hoag	Philpot	Whalen
Carpenter	Holden	G. Pope	Witbeck
Cauldwell	Houghton	S. G. Pope	Wight
Chadwick	Johnson	Prinee	Winfield
Clark	Jones	Quinn	C. B. Wood
Colahan	Kirk	Sanford	P. Woods
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the several acts in relation to the Industrial Exhibition Company, and to authorize the issuing of bonds for the purposes of its organization," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 9 }

Those who voted in the affirmative, were

Abeel	Daly	Lawrence	Sherwood
Alberger	Dickson	Lincoln	Simon
Allen	Donahue	Lynde	Sloan
Alvord	Ely	Mcakin	H. Smith
Bassett	Farrar	McAfee	J. W. Smith

Batcheller	Fish	McGroarty	Snyder
Beecher	Foote	Melvin	C. S. Spencer
Bennett	Goss	E. Miller	Stover
Blessing	Gregory	W. Miller	Sunderlin
Bordwell	Griffin	Morey	Taylor
Bostwick	Gurnee	Nice	Thorp
Braman	Hazelton	Parry	Townsend
Brown	Hiller	Persons	Wagstaff
Burritt	Hoag	Philpot	Weed
Carpenter	Hussey	G. Pope	West
Cauldwell	Jones	S. G. Pope	Whalen
Chadwick	Knapp	Scherman	Winfield
Clark	Kshinka	Schifferdecker	P. Woods
Comstock	Landfield	Shattuck	

Those who voted in the negative, were

Blumenthal	O'Callaghan	Quinn	Wachner
Colahan	Phillips	Sullivan	C. B. Wood
Kirk			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relating to the taking of testimony by stenographer, and the subscribing and filing of the same in the surrogate's court of the county of Kings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	McAfee	Sherwood
Alberger	Donahue	McGroarty	H. Smith
Alvord	Eastman	Melvin	J. W. Smith
Beecher	Ely	E. Miller	Snyder
Bennett	Fish	W. Miller	C. S. Spencer
Blessing	Foote	Morey	Stephens
Blumenthal	Goss	Nice	Stover
Bordwell	Griffin	Oakley	Thorp
Bostwick	Gurnee	O'Callaghan	Vedder
Braman	Hammond	Parry	Wachner
Brown	Hardy	Persons	Wagstaff
Burritt	Hiller	Petty	Weed
Carpenter	Hoag	Philpot	West
Cauldwell	Holden	G. Pope	Whalen
Chadwick	Houghton	S. G. Pope	Witbeck
Clark	Kirk	Prince	Wight
Colahan	Knapp	Quinn	Winfield
Coughlin	Kshinka	Sanford	C. B. Wood
Daly	Lawrence	Scherman	P. Woods
Deane	Lincoln	Schifferdecker	Worth
Denniston	Lynde	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in regard to publishing the accounts of incorporated villages in this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 8 }

Those who voted in the affirmative, were

Abeel	Foot	Mackin	Shattuck
Alberger	Goss	McAfee	H. Smith
Allen	Gregory	McGroarty	J. W. Smith
Bassett	Griffin	Melvin	Snyder
Beecher	Gurnee	E. Miller	Stacy
Bennett	Hanrahan	Nice	Stephens
Blessing	Hardy	O'Callaghan	Sullivan
Blumenthal	Hazleton	Parry	Sunderlin
Bordwell	Hiller	Patten	Thorp
Bostwick	Hoag	Persons	Townsend
Braman	Holden	Petty	Wagstaff
Carpenter	Hussey	Phillips	Weed
Chadwick	Jones	Philpot	West
Clark	Kirk	G. Pope	Whalen
Coughlin	Kshinka	S. G. Pope	Witbeck
Daly	Landfield	Prince	Wight
Davis	Law	Quinn	C. B. Wood
Donahue	Lincoln	Ryan	P. Woods
Ely	Lynde	Schifferdecker	Worth
Farrar			

Those who voted in the negative, were

Alvord	Fish	W. Miller	Stover
Comstock	Knapp	Morey	Vedder

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to facilitate the construction of a railroad from Lake Champlain, at or near the village of Plattsburgh to the village of Malone, by the way of the Clinton State prison, at Dannemora," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 11 }

Those who voted in the affirmative, were

Abeel	Chadwick	Landfield	Shattuck
Alberger	Clark	Law	Sherwood

Allen	Cleary	Lincoln	Sloan
Alvord	Comstock	Lynde	J. W. Smith
Barrow	Coughlin	Mackin	C. S. Spencer
Bassett	Daly	McGroarty	Stacy
Beebe	Denniston	McQueen	Stephens
Beecher	Dickson	Melvin	Stover
Bennett	Donahue	E. Miller	Sullivan
Berri	Ely	Morey	Sunderlin
Blessing	Farrar	Nice	Thorp
Blumenthal	Goss	Oakley	Wachner
Bordwell	Gregory	O'Callaghan	Wagstaff
Bostwick	Hayes	Philpot	Weed
Braman	Hazelton	G. Pope	Whalen
Brown	Holden	S. G. Pope	Wight
Burritt	Hussey	Ryan	C. B. Wood
Coffey	Jones	Scherman	P. Woods
Carpenter	Kirk	Schifferdecker	Worth
Cauldwell	Kshinka		

Those who voted in the negative, were

Davis	Gurnee	Persons	Quinn
Foote	Hardy	Phillips	Vedder
Griffin	W. Miller	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to secure effective vaccination in the city of New York, and the collection of pure vaccine lymph or virus," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 7 }

Those who voted in the affirmative, were

Abeel	Chadwick	Hoag	G. Pope
Alberger	Clark	Holden	Prince
Allen	Cleary	Hussey	Ryan
Alvord	Comstock	Knapp	Shattuck
Barrow	Coughlin	Kshinka	Sherwood
Bassett	Daly	Law	Simon
Batcheller	Denniston	Lincoln	H. Smith
Beebe	Dickson	Mackin	Snyder
Beecher	Donahue	McAfee	Stacy
Bennett	Ely	McGroarty	Sullivan
Berri	Farrar	McQueen	Sunderlin
Biglin	Fish	Melvin	Taylor
Blessing	Foote	E. Miller	Thorp
Blumenthal	Goss	W. Miller	Townsend
Bostwick	Griffin	Morey	Vedder
Braman	Gurnee	O'Callaghan	Wagstaff

Brown
Burritt
Carpenter

Hanrahan
Hardy
Hazelton

Patten
Petty
Philpot

Wight
C. B. Wood
Worth

Those who voted in the negative, were

Cauldwell
Kirk

Oakley
Quinn

Scherman
Schifferdecker

J. W. Smith

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act entitled 'An act to amend an act passed April 17, 1871, entitled An act authorizing the establishment of the House of Refuge for Juvenile Delinquents in Western New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel
Alberger
Allen
Alvord
Barrow
Bassett
Batcheller
Beebe
Beecher
Bennett
Berri
Blessing
Bordwell
Braman
Brown
Burritt
Coffey
Carpenter
Cauldwell
Chadwick
Clark
Cleary

Comstock
Coughlin
Daly
Dickson
Donahue
Ely
Farrar
Goss
Griffin
Gurnee
Hammond
Hazelton
Hoag
Hussey
Johnson
Jones
Kirk
Knapp
Kshinka
Law
Lincoln
Lynde

Mackin
McAfee
McGroarty
McQueen
Melvin
W. Miller
Morey
Nice
Oakley
O'Callaghan
Persons
Petty
Philpot
G. Pope
S. G. Pope
Prince
Ryan
Scherman
Shattuck
Sherwood
Simon
H. Smith

J. W. Smith
Snyder
C. S. Spencer
Stacy
Stephens
Stover
Sullivan
Sunderlin
Taylor
Thorp
Townsend
Vedder
Wahner
Wagstaff
Weed
Whalen
Witbeck
Wight
Winfield
C. B. Wood
P. Woods
Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the formation of corporations for the erection and keeping of hotels," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	McQueen	Simon
Alvord	Dickson	Melvin	H. Smith
Barrow	Ely	E. Miller	Snyder
Bassett	Farrar	W. Miller	Stephens
Batcheller	Fish	Morey	Stover
Beebe	Goss	Nice	Thorp
Beecher	Griffin	Oakley	Townsend
Bennett	Hammond	Persons	Vedder
Berri	Hanrahan	Petty	Waehner
Blessing	Hazelton	Phillips	Wagstaff
Braman	Hoag	Philpot	Weed
Brown	Holden	G. Pope	Whalen
Burritt	Law	Prince	Witbeck
Chadwick	Lincoln	Ryan	Wight
Clark	Lynde	Scherman	Winfield
Comstock	Mackin	Schifferdecker	C. B. Wood
Daly	McGroarty	Sherwood	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing and empowering the board of directors of the village of Saugerties, in the county of Ulster, to assess, levy and collect the sum of four thousand six hundred dollars, for the purpose of liquidating and discharging the indebtedness of said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Sanford
Alberger	Dickson	Lynde	Schifferdecker
Allen	Ely	Mackin	Sherwood
Alvord	Farrar	McGroarty	Sloan
Barrow	Fish	McQueen	H. Smith
Beebe	Foote	Melvin	J. W. Smith
Beecher	Goss	E. Miller	C. S. Spencer
Bennett	Griffin	W. Miller	Stacy
Berri	Gurnee	Morey	Stover
Blessing	Hammond	Nice	Sullivan
Bordwell	Hardy	Oakley	Taylor
Bostwick	Healey	O'Callaghan	Thorp
Braman	Hiller	Parry	Vedder
Brown	Hoag	Persons	Waehner
Burritt	Houghton	Petty	Wagstaff
Coffey	Hussey	Philpot	Weed

Carpenter	Jones	G. Pope	Whalen
Chadwick	Kirk	S. G. Pope	Witbeck
Clark	Knapp	Prince	Wight
Colahan	Kshinka	Quinn	C. B. Wood
Comstock	Law	Ryan	P. Woods
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the act passed April 27, 1872, entitled 'An act to amend chapter 657 of the Laws of 1871, entitled An act to amend the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 20, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Kshinka	Ryan
Alberger	Dickson	Landfield	Sanford
Alvord	Donahue	Law	Scherman
Barrow	Ely	Lincoln	Schifferdecker
Bassett	Farrar	Lynde	Sherwood
Batcheller	Fish	Mackin	Simon
Beecher	Goss	McGroarty	H. Smith
Bennett	Gregory	Melvin	C. S. Spencer
Berri	Gurnee	E. Miller	Stacy
Blessing	Hammond	Nice	Stover
Blumenthal	Hanrahan	O'Callaghan	Sunderlin
Bordwell	Hayes	Parry	Thorp
Braman	Hazelton	Persons	Townsend
Brown	Hiller	Petty	Wagstaff
Burritt	Hoag	Phillips	Whalen
Coffey	Holden	Philpot	Witbeck
Cauldwell	Hussey	S. G. Pope	Winfield
Chadwick	Jones	Prince	C. B. Wood
Clark	Kirk	Quinn	P. Woods
Coughlin	Knapp		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the 'New York Club' of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Davis	Lincoln	Schifferdecker
Alberger	Dickson	Lynde	Shattuck
Alvord	Donahue	Mackin	Sloan
Barrow	Ely	McAfee	J. W. Smith
Bassett	Farrar	McGroarty	Snyder
Batcheller	Fish	Melvin	C. S. Spenceer
Beebe	Foots	E. Miller	Stacy
Beecher	Goss	W. Miller	Stephens
Bennett	Gurnee	Nice	Stover
Biglin	Hanrahan	Oakley	Sullivan
Blessing	Hardy	O'Callaghan	Sunderlin
Blumenthal	Hazeltan	Patten	Taylor
Brown	Hiller	Persons	Thorp
Carpenter	Hoag	Petty	Vedder
Cauldwell	Holden	Philpot	Wachner
Chadwick	Houghton	G. Pope	Weed
Clark	Hussey	S. G. Pope	Winfield
Cleary	Jones	Quinn	C. B. Wood
Comstock	Knapp	Ryan	Worth
Coughlin	Kshinka	Scherman	

Those who voted in the negative, were

Braman Hammond

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds, to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kshinka	Quinn
Alberger	Daly	Landfield	Scherman
Allen	Deane	Law	Schifferdecker
Batcheller	Dickson	Lincoln	Sherwood
Beebe	Eastman	Lockwood	H. Smith
Beecher	Ely	Mackin	Snyder
Bennett	Farrar	McAfee	C. S. Spencer
Berri	Fish	Melvin	Stacy
Blessing	Goss	E. Miller	Stover
Blumenthal	Gurnee	Morey	Thorp

Bordwell	Hammond	Murray	Townsend
Braman	Hanrahan	Nice	Vedder
Brown	Hardy	O'Callaghan	Waehner
Burritt	Hazelton	Patten	Weed
Carpenter	Holden	Persons	Whalen
Cauldwell	Hussey	Petty	Wight
Chadwick	Johnson	Philpot	Winfield
Clark	Jones	G. Pope	C. B. Wood
Colahan	Kirk	S. G. Pope	P. Woods
Comstock	Knapp	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the transfer of moneys held in trust to non-resident guardians and others," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kshinka	Ryan
Allen	Coughlin	Landfield	Soherman
Alvord	Daly	Law	Schifferdecker
Barrow	Deane	Lincoln	Simon
Bassett	Denniston	Lynde	H. Smith
Batcheller	Dickson	Mackin	J. W. Smith
Beebe	Ely	Manley	G. W. Spencer
Bennett	Farrar	McAfee	Stacy
Biglin	Fish	Melvin	Stover
Blessing	Goss	E. Miller	Sunderlin
Blumenthal	Griffin	Nice	Thorp
Bordwell	Gurnee	O'Callaghan	Vedder
Braman	Hammond	Parry	Waehner
Brown	Hazelton	Persons	Wagstaff
Burritt	Hoag	Petty	Whalen
Coffey	Holden	Philpot	Witbeck
Carpenter	Houghton	G. Pope	Wight
Cauldwell	Hussey	S. G. Pope	Winfield
Chadwick	Jones	Prince	C. B. Wood
Clark	Kirk	Quinn	P. Woods
Colahan	Knapp		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the paving of Bank street, between West street and Thirteenth avenue, in the city of New York, with Belgian or Trap Block pavement," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Knapp	Ryan
Alberger	Daly	Kshinka	Scherman
Allen	Denniston	Law	Sherwood
Alvord	Dickson	Lincoln	Simon
Barrow	Donahue	Lynde	J. W. Smith
Bassett	Eastman	Mackin	Snyder
Beebe	Ely	McAfee	C. S. Spencer
Beecher	Farrar	McGroarty	Stacy
Bennett	Fish	McQueen	Taylor
Berri	Foote	Melvin	Thorp
Biglin	Gregory	E. Miller	Waehner
Blessing	Gurnee	W. Miller	Weed
Bordwell	Hanrahan	Morey	West
Braman	Hardy	Parry	Whalen
Cauldwell	Hazelton	Persons	Wight
Chadwick	Hiller	Petty	Winfield
Clark	Hoag	Philpot	C. B. Wood
Cleary	Holden	G. Pope	P. Woods
Colahan	Hussey	Prince	Worth
Comstock	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway, extending in said towns of the width of not less than two nor more than three rods," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Davis	Knapp	Schifferdecker
Alberger	Denniston	Kshinka	Shattuck
Allen	Dickson	Lawrence	Sherwood
Alvord	Donahue	Lincoln	Simon
Barrow	Eastman	Lynde	H. Smith
Bassett	Ely	Mackin	J. W. Smith
Beecher	Farrar	McAfee	Snyder
Bennett	Fish	McGroarty	C. S. Spencer
Berri	Foote	Melvin	Stephens
Biglin	Goss	Morey	Stover
Bordwell	Gregory	Nice	Thorp
Bostwick	Gurnee	Oakley	Townsend
Braman	Hardy	Parry	West

Brewer	Hazelton	Persons	Whalen
Brown	Hiller	Phillips	Wight
Carpenter	Hoag	Philpot	Winfield
Cauldwell	Holden	Prince	C. B. Wood
Clark	Hussey	Ryan	P. Woods
Cleary	Jones	Scherman	Worth
Comstock			

For the negative

Vedder

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to lay out, open and grade Twenty-second avenue, in the towns of New Utrecht and Gravesend, in the county of Kings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Lynde	Simon
Alberger	Donahue	Mackin	J. W. Smith
Allen	Eastman	McGroarty	Snyder
Alvord	Ely	McQueen	C. S. Spencer
Bassett	Farrar	E. Miller	Stacy
Beebe	Fish	W. Miller	Stephens
Beecher	Foote	Morey	Stover
Bennett	Goss	Oakley	Taylor
Berri	Griffin	Parry	Thorp
Biglin	Gurnee	Persons	Townsend
Bordwell	Hazelton	Petty	Vedder
Brown	Hiller	Philpot	Wachner
Burritt	Hoag	S. G. Pope	West
Carpenter	Holden	Prince	Whalen
Cauldwell	Hussey	Quinn	Witbeck
Chadwick	Jones	Ryan	Wight
Clark	Knapp	Scherman	Winfield
Cleary	Kshinka	Schifferdecker	P. Woods
Coughlin	Lawrence	Shattuck	Worth
Daly	Lincoln	Sherwood	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the acknowledgment and proof of deeds, mortgages and other instruments in writing, and the taking of oaths and affidavits," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Shattuck
Alberger	Denniston	Lynde	Sherwood
Allen	Dickson	Mackin	Simon
Alvord	Eastman	McAfee	H. Smith
Barrow	Ely	McGroarty	Snyder
Bassett	Farrar	McQueen	C. S. Spencer
Beecher	Fish	Melvin	Stacy
Bennett	Foote	Morey	Stephens
Berri	Goss	Nice	Stover
Biglin	Gregory	Oakley	Taylor
Bordwell	Griffin	Parry	Thorp
Braman	Gurnee	Persons	Townsend
Brown	Hardy	Petty	Vedder
Burritt	Hazelton	Phillips	Weed
Cauldwell	Hiller	Philpot	West
Chadwick	Hussey	Prince	Witbeck
Clark	Johnson	Quinn	Wight
Cleary	Jones	Ryan	C. B. Wood
Coffey	Knapp	Scherman	P. Woods
Comstock	Kshinka	Schifferdecker	Worth
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to proceedings in surrogates' courts, and to the powers and jurisdiction of surrogates," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 56 }
{ NOES 25 }

Those who voted in the affirmative, were

Abeel	Comstock	Mackin	C. S. Spencer
Allen	Coughlin	McGroarty	Stacy
Barrow	Dickson	McQueen	Stover
Bassett	Donahue	E. Miller	Taylor
Beecher	Ely	W. Miller	Thorp
Bennett	Farrar	Oakley	Vedder
Blessing	Fish	Parry	Waehner
Bordwell	Goss	Persons	Wagstaff
Bostwick	Griffin	Petty	Weed
Braman	Gurnee	Philpot	West
Chadwick	Hazelton	Schifferdecker	Wight
Clark	Hiller	Shattuck	C. B. Wood
Colahan	Jones	Simon	P. Woods
Coffey	Knapp	Sloan	Worth

Those who voted in the negative, were

Alberger	Hoag	Morey	J. W. Smith
Alvord	Kirk	Phillips	Snyder
Cauldwell	Kshinka	Quinn	Speaker
Cleary	Lincoln	Ryan	Townsend
Deane	Lynde	Scherman	Whalen
Denniston	Melvin	H. Smith	Winfield
Hardy			

Mr. Melvin moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Worth moved to lay the pending order of business upon the table for the purpose of taking up the regular order of business.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Weed introduced a bill entitled "An act providing for the enlargement of the Champlain canal from Lake Champlain to the Hudson river, so as to allow the passage of ships, and for slack water navigation upon the Hudson river from Fort Edward to Troy and Albany, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Mackin introduced a bill entitled "An act to provide rapid transit for the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Alberger introduced a bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. S. G. Pope introduced a bill entitled "An act to incorporate the Ausable Valley Masonic Hall and Library Association," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. W. Miller introduced a bill entitled "An act in relation to the Herkimer and Mohawk Street Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act in relation to the Mohawk and Ilion Horse Railroad Company, in Herkimer county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to create a board of railroad commissioners, and to regulate their powers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Worth introduced a bill entitled "An act to amend an act passed June 28, 1873, entitled 'An act to amend the charter of the city of Brooklyn and the various amendments thereof,' which was read the

first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to open, extend and improve a certain public place in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Persons introduced a bill entitled "An act to incorporate the Odd Fellows' Hall Association of Mannsville," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Allen introduced a bill entitled "An act to authorize attorneys of the supreme court of this State to act as notaries public in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. McGroarty introduced a bill entitled "An act to provide increased facilities for the fire department in the town of New Lots, Kings county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Berri introduced a bill entitled "An act to incorporate the State Council of the Order of United American Mechanics of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Bennett introduced a bill entitled "An act to provide for building a bridge across Newtown creek, and to open the streets leading thereto in the counties of Kings and Queens," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to amend an act entitled 'An act to alter, open and improve the canal in and along the west branch of Newtown creek, within the city of Brooklyn, to construct a bridge over the same, and to alter the commissioners' map of the town of Bushwick in relation thereto,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act in relation to the assessment for repaving Taylor street, from Kent avenue to the Wallabout basin, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Stover introduced a bill entitled "An act for the removal of certain old burial grounds in the village of Amsterdam, Montgomery county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850, and the amendments thereto," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Coughlin introduced a bill entitled "An act to exempt the New York Ophthalmic Hospital from taxation and assessments," which was

read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to amend an act entitled 'An act relating to the Marine Court in the city of New York, declaring and defining its jurisdiction and practice, and consolidating the several acts affecting the said court,' passed May 10, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. G. S. Spencer introduced a bill entitled "An act to provide for the adjustment of certain claims against the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wagstaff introduced a bill entitled "An act to authorize the late treasurer of the village of Edgewater to make further returns," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill entitled "An act to amend an act entitled 'An act for the regulation of tenement and lodging houses in the cities of New York and Brooklyn,' passed May 14, 1867, and in relation to vaccination, and to define the powers of the board of health in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act relating to the board of health of the health department in the city of New York, to the commissioners of health and the officers of the said department, their duties, powers and the expenses of the said department," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Comstock introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Lockport,' passed April 11, 1865,' and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Chadwick introduced a bill entitled "An act to incorporate societies for the improvement of poultry, small birds and domestic animals, and fish culture," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to authorize the city of Utica to provide a building for fire department purposes, and borrow and disburse money to pay for the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Barrow introduced a bill entitled "An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1869, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Hammond introduced a bill entitled "An act to amend an act to subject certain debts owing to non-residents to taxation, passed July 2, 1851," which was read the first time, and by unanimous consent was

also read the second time, and referred to the committee on ways and means.

Mr. Denniston introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Newburg,' passed April 22, 1865, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Oakley introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Cotton and Produce Exchange Clearing House Association of the city of New York,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Witbeck introduced a bill entitled "An act to amend an act entitled 'An act to authorize the construction of a railroad from at or near Bath Ferry, in the town of North Greenbush, in the county of Rensselaer,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Albany, and incorporating the Albany and Greenbush Bridge Company,' passed April 18, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Stephens introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Staten Island and New Jersey Suspension Bridge and Railroad Company, for the purpose of maintaining and constructing suspension bridges, appurtenances and approaches to the same, over the Kill von Kull at a point or points between the village of New Brighton, Richmond county, and at a point or points at or near Constable's Point, in the State of New Jersey, and at a point or points over Arthur kill or Staten sound, between the town of Westfield, Richmond county, and Middlesex county, in the State of New Jersey; and also for the purpose of constructing and maintaining over and across said bridges and to and through the center of Staten Island, Richmond county, to and from the points above named,' passed the 28th day of May, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, a bill entitled "An act to revive the 'Act to incorporate the Staten Island and Elizabeth Ferry Company,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Knapp introduced a bill entitled "An act to change the name of the village of Warren, in Rockland county, State of New York, to Haverstraw," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act relative to sales of real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Petty introduced a bill entitled "An act to incorporate the Odd Fellows Mutual Benefit Association of Suffolk county, State of New York," which was read the first time, and by unanimous consent was

also read the second time, and referred to the committee on the judiciary.

Mr. Snyder introduced a bill entitled "An act to incorporate the Hirsch Benevolent Association of the city of Kingston," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Cauldwell introduced a bill entitled "An act to amend an act entitled 'An act to authorize the construction of a railway and tracks in the towns of West Farms and Morrisania,' passed May 2, 1863," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to incorporate the People's Railroad Company for the purpose of providing rapid transit of persons and United States mails in the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. E. Miller introduced a bill entitled "An act to authorize the city of Elmira to purchase lands for cemetery purposes, and to issue the bonds of the city in payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Coffey introduced a bill entitled "An act authorizing the Brooklyn Crosstown Railroad Company to extend its tracks through certain streets in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to exempt from jury duty all tellers employed in the national and savings banks of the State of New York," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to exempt from jury duty tellers of banks;" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the amendments of the Senate to the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor, and to provide for the payment thereof," said bill having been recalled from the Governor and amended by that body, and transmitted to the Assembly for concurrence, reported in favor of concurrence in the same.

Mr. Melvin dissented.

The question being on agreeing to said report,

Mr. Braman moved that the Assembly non-concur in said amendments and that a committee of conference be appointed on the part of the Assembly, and request a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced as such committee on the part of the House, Messrs. Braman, C. S. Spencer, Alvord, Melvin and Weed.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to create a board of public instruction in the city of Albany, to establish free schools therein, and amendatory of the several acts relating to the district schools in said city,' passed April 7th, 1866," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to provide, in the city of Brooklyn, an ambulance service for the conveyance of sick and injured persons," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and public park in or outside the limits of the city of Binghamton, and to lay out the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act relative to filling in certain low lands in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Davis, from the committee on canals, to which was referred the bill entitled "An act to amend an act entitled 'An act requiring Canal Superintendents to publish monthly abstracts of their official disbursements,' passed March 25, 1853," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Sloan, from the committee on canals, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize a tax of one-half of a mill per dollar of valuation of the year 1873, for the construction of new work upon and extraordinary repairs of the canals of this State,' passed June 14, 1873," reported adversely thereto, which report was agreed to.

Mr. Sloan, from the committee on canals, to which was referred the bill entitled "An act for the relief of Catharine Seymore by conferring jurisdiction on the canal appraisers," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill entitled "An act to amend section 2 of chapter 890 of the Laws of 1868, entitled 'An act to authorize Lewis Runyan to establish a ferry across the Seneca lake at Lodi Landing,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to incorporate the Herkimer and Middleville stone road," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to increase the capital stock of the

Jamaica and Brooklyn Plank-road Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to provide for the opening and improvement of a portion of Grand street in the city of Brooklyn, and the extension of the same and improvement of such extension, in Queens county, and to provide for the payment therefor," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act authorizing the Hempstead and Jamaica Plank-road Company to collect increased tolls upon certain conditions," reported adversely thereto, which report was agreed to.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," reported adversely thereto, which report was agreed to.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal chapter 315 of the Laws of 1873, entitled 'An act to amend the Revised Statutes in relation to laying out public roads and alteration thereof,' passed April 28, 1873," reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to regulate the salaries of the president, trustees and other officers of the village of Dunkirk," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hiller, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Landfield	Scherman
Allen	Deane	Lincoln	Schifferdecker
Alvord	Denniston	Lockwood	Sherwood
Barrow	Dickson	Lynde	Sloan
Bassett	Donahue	Mackin	H. Smith
Beebe	Ely	McGroarty	Snyder
Beecher	Farrar	Melvin	Speaker
Bennett	Fish	E. Miller	C. S. Spencer
Berri	Gregory	Morey	Stephens

Blessing	Gurnee	Murray	Sullivan
Bordwell	Hanrahan	Nice	Thorp
Bostwick	Hardy	Parry	Townsend
Braman	Hazelton	Persons	Vedder
Brown	Herrick	Phillips	Waehner
Burritt	Hoag	Philpot	Wagstaff
Carpenter	Houghton	G. Pope	Witbeck
Cauldwell	Jones	S. G. Pope	Winfield
Clark	Kirk	Prince	C. B. Wood
Comstock	Knapp	Quinn	P. Woods
Coughlin	Kshinka	Sanford	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to authorize the village of Dunkirk to purchase certain real estate in said village, and to issue the bonds of said village in payment thereof, and for other purposes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act incorporating the village of Phoenix, in the county of Oswego," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Le Roy,' passed April 6th, 1857, and of the acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act for the preservation of fish in that part of the Hudson river lying north and south of Croton Point, in the county of Westchester," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act extending the time for collecting taxes in the village of Whitney's Point, in the county of Broome," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to reduce the number of highway commissioners and assessors and to authorize the election of town auditors in the town of Saratoga Springs, in the county of Saratoga, and to prescribe their powers and duties," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend chapter 467 of the Laws of 1862, entitled An act to prevent the adulteration of milk and prevent the traffic in impure and unwholesome milk,' passed May 2, 1866," reported in favor of the passage of the same,

with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to reduce the expense of publishing election notices in the county of Erie," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to the powers and duties of the board of supervisors of the county of Monroe," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same and to provide for the payment thereof, and to remove the county clerk's office in said county to such building," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to legalize the State and county taxes in the county of Rensselaer, for the year 1859, and to provide for the collection thereof, and to authorize the sale of lands in the city of Troy for unpaid State and county taxes, passed April 10, 1860, and to provide for all lands returned for non-payment of taxes by the collectors of the several towns in said county of Rensselaer, shall be sold by the county treasurer in the city of Troy, and be subject to redemption and conveyance,' passed April 2, 1866," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the superintendents of the poor therein to the office of the commissioners of charities of the county of Kings,' passed April 14, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the business of banking,' passed April 18, 1838," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to incorporate the Albany County Savings Bank," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of Benjamin F. Betts as assistant superintendent of documents, reported in favor of the adoption of the same, in the words following:

Whereas, The labors in the sergeant-at-arms' room, as connected with

the documents, have increased so that the present force employed is hardly able to promptly perform them, for the twelve or fifteen hours daily required, and as such labors are constantly and rapidly accumulating, we consider it necessary to comply with the request of the superintendent in charge, and furnish him assistance; therefore,

Resolved, That Benjamin F. Betts be and is hereby appointed assistant superintendent of documents, and that he be allowed the same compensation and paid in the same manner as the assistant sergeant-at-arms, and that such appointment continue during the session of 1874.

Mr. Speaker put the question whether the House would agree to the adoption of said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger	Davis	Lawrence	Sloan
Alvord	Deane	Lynde	J. W. Smith
Barrow	Dickson	Mackin	Snyder
Bennett	Donahue	McAfee	C. S. Spencer
Berri	Eastman	McGroarty	Taylor
Blessing	Farrar	Melvin	Townsend
Bordwell	Foots	Nice	Waelner
Bostwick	Gregory	Oakley	Wagstaff
Braman	Griffin	O'Callaghan	Weed
Brown	Gurnee	Persons	West
Burritt	Hanrahan	Philpot	Whalen
Coffey	Hazleton	Prince	Wight
Carpenter	Hiller	Scherman	Winfield
Cauldwell	Holden	Schifferdecker	C. B. Wood
Clark	Kirk	Shattuck	P. Woods
Colahan	Landfield	Simon	Worth
Comstock	Law		

Those who voted in the negative, were

Hammond	Sherwood	H. Smith	Stacy
Phillips			

Mr. Bennett, from the committee on public printing, to which was referred the resolution relative to printing 2,000 copies of the report of the commissioners relative to introduction of steam on the canals, 500 copies thereof bound in muslin, also 2,000 copies for the use of the Assembly, reported in favor of the passage of the same, in the words following:

Resolved (if the Senate concur), That 2,000 extra copies of the report of the commission appointed relative to the introduction of steam on the canals be printed for the use of the commission, and that 500 copies thereof be bound in muslin, also 2,000 copies for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 1,000 copies of the

Adjutant-General's report, reported in favor of the passage of the same, in the words following:

Resolved (if the Senate concur), That 1,000 extra copies of the report of the Adjutant-General be printed and bound for the use of the Adjutant-General's Department.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 2,000 copies of the report of the Commissioners to Revise the Statutes, reported in favor of the passage of the same, in the words following:

Resolved (if the Assembly concur), That 2,000 copies of the report of the Commissioners to Revise the Statutes be printed for the use of the commissioners.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 5,000 extra copies of the State Assessors' report for distribution by the Secretary of State, and 2,000 copies for the use of the Legislature, reported in favor of the passage of the same, in the words following:

Resolved (if the Assembly concur), That 5,000 extra copies of the report of the State Assessors be printed for distribution among the supervisors and assessors of the various towns, cities and villages of the State. Said copies shall be distributed by the Secretary of State so that each supervisor and assessor aforesaid shall receive one copy of said report.

Resolved (if the Assembly concur), That 2,000 extra copies be printed for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 2,000 copies of the report of the Managers of the Western House of Refuge, reported in favor of the passage of the same, in the words following:

Resolved (if the Assembly concur), That 2,000 copies of the report of the Managers of the Western House of Refuge be printed for the use of the managers.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 2,500 copies of the Governor's message, 250 copies to be bound in cloth, for the use of the executive department, reported in favor of the passage of the same, in the words following:

Resolved (if the Senate concur), That 2,500 copies of the Governor's message in paper covers, and 250 copies thereof bound in cloth, be printed for the use of the executive department.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 2,000 extra copies of the annual report of the Commissioners of Fisheries, reported in favor of the passage of the same, in the words following:

Resolved (if the Assembly concur), That there be printed 2,000 extra copies of the annual report of the Commissioners of Fisheries of the State of New York, for the year ending December 31, 1873, for the use of the Legislature.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing on fine book paper 2,500 copies of the Canal Commissioners' report, 500 copies thereof to be bound in cloth, and 2,000 copies for the Legislature, reported in favor of the passage of the same, in the words following:

Resolved (if the Senate concur), That there be printed on fine book paper, for the use of the Canal Commissioners, 2,500 copies of their annual report for the year ending September 30, 1873, 500 to be bound in cloth and the remainder in paper; also, that 2,000 copies be printed for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Beebe, from the committee on ways and means, to which was referred the bill entitled "An act re-appropriating certain funds to the State Homeopathic Asylum for the Insane at Middletown, New York," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bassett, from the committee on roads and bridges, to which was referred the bill entitled "An act to extend the time for organization and the terms of office and powers of the incorporators and board of directors of the Troy, Lansingburgh and Cohoes Bridge Company, and to amend chapter 391 of the Laws of the State of New York, entitled 'An act to incorporate the Troy, Lansingburgh and Cohoes Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river, from some point on Van Schaick's Island, in the city of Cohoes, to some point in the village of Lansingburgh, south of Bolton's brewery, on said river,' passed April 23, 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. E. Miller introduced a bill entitled "An act granting to the commissioners of highways of the town of South-

port, in Chemung county, the power to apply a portion of the highway tax of said town in dyking and controlling Seeley creek," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, by unanimous consent, the bill entitled "An act respecting certain process," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Alvord moved that the House now take a recess until half-past seven o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. E. Miller presented a petition to exempt bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Mr. Persons presented several remonstrances of citizens of Jefferson county against exempting bonds and mortgages from taxation; which were read and referred to the committee on ways and means.

Mr. H. Smith presented a petition of citizens of Jefferson county to compel attendance of children at school; which was read and referred to the committee on public education.

Mr. Houghton presented a petition on same subject; which was read and referred to the committee on public education.

Mr. Wight presented a petition of citizens of Greenburgh, Westchester county, for repeal of an act in relation to drainage of swamp lands; which was read and referred to the committee on internal affairs.

Mr. Hardy presented a petition of citizens of the town of Brutus to abolish the office of railroad commissioner; which was read and referred to the committee on railroads.

Mr. Bennett presented a remonstrance of property owners on Skillman avenue, Brooklyn, against the opening of the same; which was read and referred to the committee on affairs of cities.

Also, a remonstrance of property owners on Dunham place, Brooklyn, against the laying of rails on that street; which was read and referred to the committee on affairs of cities.

Mr. E. Miller presented a petition authorizing the commissioner of highways of the town of Southport, Chemung county, to apply a portion of the highway tax of said town in dyking and controlling Seeley creek; which was read and referred to the committee on roads and bridges.

Also, a petition of the common council of Elmira for authority to purchase lands for cemetery purposes; which was read and referred to the committee on charitable and religious societies.

Also, a petition of citizens of the State proposing amendments to the Code; which was read and referred to the committee on the judiciary.

Mr. Denniston presented a remonstrance of citizens of Orange county against the passage of the bill relative to the Newburgh and Cohecton turnpike; which was read and referred to the committee on roads and bridges.

Mr. Comstock presented a memorial of the trustees of the New York State Retreat for the Blind, asking for an appropriation; which was read and referred to the committee on ways and means.

Mr. Alberger presented a petition of I. O. Towner & Co. and other citizens of Albany, asking for the construction of a lock in the Erie

canal at Tonawanda; which was read and referred to the committee on canals.

Mr. Weed presented a petition of Charles C. Knight for compensation for services; which was read and referred to the committee on ways and means.

Also, a petition of residents of the village of Plattsburgh, for the repeal of the law authorizing the appointment of a recorder for said village; which was read and referred to the committee on the judiciary.

On motion of Mr. Alvord, at 2 o'clock and 20 minutes, the House took a recess until half-past seven o'clock.

HALF-PAST SEVEN.

The House again met.

Pursuant to previous order of the House, Mr. Speaker announced the order of business "general orders of the day."

Mr. Alvord moved that the bill entitled "An act to regulate the payment of the State tax into the State treasury," be recommitted to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the Grand Trunk Railway Company of Canada to purchase and hold real estate in the city of Buffalo."

"An act to amend an act entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' passed April 27, 1869."

"An act in relation to the village of Hempstead in the county of Queens."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Stover, from said committee, reported in favor of the passage of said mentioned bills, the first with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Goss moved that the bill entitled "An act for the relief of the Peekskill Manufacturing Company," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act for the relief of the Peekskill Manufacturing Company."

"An act in relation to the Brooklyn Trust Company."

"An act to enable the several cities and towns of the State which have not already done so, to refund the money expended in furnishing substitutes, or in commutation, by the men who were drafted into the military service of the United States and held to service, in the several drafts under the conscription act of the United States, entitled

'An act for enrolling and calling out the National forces, and for other purposes,' approved March 3, 1863, and the acts amendatory thereto, while the option of commutation by the payment of three hundred dollars remained, and for the relief of the men who entered the service under said drafts."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. G. Pope, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. G. Pope, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

By unanimous consent,

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the Brooklyn City Railroad Company to extend their roads on and along Greene and Gates avenues; also, through Putnam and Marcy avenues, in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of completing public school buildings," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act making it compulsory upon parents and guardians to send to school the children under their charge," reported in favor of the passage of the same, with amendments, and with the title amended so as to read as follows: "An act to secure to children the benefits of elementary education," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish moved that the bill entitled "An act to consolidate the government of the city and county of New York, and further to regulate the same," be considered in the next committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Leave of absence was granted to Mr. Houghton until Monday evening next.

On motion of Mr. West, at 10 o'clock and 10 minutes, the House adjourned.

FRIDAY, FEBRUARY 27, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. McKean.

On motion of Mr. Hazelton, the reading of the journal of yesterday was dispensed with.

Mr. Speaker presented the annual report of the Superintendent of the Insurance Department; which was laid on the table and ordered printed^o
(See Doc. No. 44.)

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to confirm, reduce and levy a certain assessment in the city of Brooklyn."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, requesting concurrence in the passage of the bills entitled as follows:

"An act further to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties of this State,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act authorizing Erminda O. Goodwin to continue a ferry across Seneca lake," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business third reading of bills.

The bill entitled "An act to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county, held April 1, 1873, authorizing the supervisor of said town to offer a certain reward, and to provide for the payment of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Kirk	Simon
Alvord	Daly	Knapp	Sloan
Barrow	Deane	Lincoln	H. Smith
Bassett	Denniston	Lynde	J. W. Smith
Beecher	Dickson	McAfee	Snyder

Bennett	Donahue	McGroarty	C. S. Spencer
Berri	Eastman	Melvin	Stephens
Biglin	Ely	Parry	Sullivan
Blessing	Farrar	Persons	Taylor
Blumenthal	Fish	Petty	Thorp
Bordwell	Foote	Phillips	Vedder
Bostwick	Goss	G. Pope	Waehner
Braman	Gregory	S. G. Pope	Wagstaff
Brown	Griffin	Prince	Weed
Burritt	Hanrahan	Sanford	West
Carpenter	Hardy	Scherman	Whalen
Cauldwell	Hazelton	Schifferdecker	Witbeck
Chadwick	Holden	Shattuck	Wight
Clark	Houghton	Sherwood	Winfield
Comstock	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate united medical societies," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 8 }

Those who voted in the affirmative, were

Alberger	Comstock	Holden	Scherman
Allen	Coughlin	Hussey	Schifferdecker
Barrow	Daly	Jones	Shattuck
Bassett	Davis	Kshinka	Sherwood
Beecher	Deane	Lynde	Simon
Bennett	Denniston	Mackin	J. W. Smith
Berri	Dickson	McGroarty	Snyder
Blessing	Donahue	Melvin	G. W. Spencer
Blumenthal	Ely	E. Miller	Stacy
Bordwell	Farrar	Morey	Stephens
Bostwick	Fish	Nice	Sullivan
Braman	Foote	Parry	Sunderlin
Brown	Gregory	Persons	Thorp
Burritt	Griffin	Petty	Townsend
Carpenter	Hanrahan	Philpot	West
Cauldwell	Hardy	G. Pope	Witbeck
Chadwick	Hazelton	S. G. Pope	Wight
Clark	Hoag	Sanford	

Those who voted in the negative, were

Alvord	Goss	Lincoln
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the limits of Union Free School District No. 1 of the town of Ovid, in the county of Seneca, and to dis-

solve school districts Nos. 3 and 4, in the town of Romulus, in said county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 1 }

Those who voted in the affirmative, were

Alberger	Deane	Lockwood	Sherwood
Allen	Denniston	Lynde	Simon
Alvord	Dickson	McAfee	Sloan
Barrow	Donahue	McGroarty	H. Smith
Bassett	Ely	Melvin	J. W. Smith
Beecher	Farrar	E. Miller	Snyder
Bennett	Fish	Morey	C. S. Spencer
Berri	Foote	O'Callaghan	Stover
Blessing	Goss	Parry	Sunderlin
Blumenthal	Gregory	Patten	Thorp
Bordwell	Griffin	Persons	Townsend
Brown	Hanrahan	Petty	Wahner
Burritt	Hardy	Philpot	Weed
Carpenter	Hazelton	G. Pope	West
Cauldwell	Jones	S. G. Pope	Whalen
Chadwick	Kirk	Sanford	Witbeck
Clark	Kahinka	Scherman	Wight
Comstock	Lawrence	Schifferdecker	Winfield
Daly	Lincoln	Shattuck	

For the negative,

Stacy

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Morey, and by unanimous consent, the committee of the whole was discharged from the further consideration of the Senate bill entitled "An act to authorize the village of Hornellsville to raise money to equip a fire department and build a village hall," and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Shattuck
Alberger	Daly	Lynde	Sherwood
Allen	Davis	McAfee	Sloan
Alvord	Deane	McGroarty	H. Smith
Barrow	Denniston	Melvin	J. W. Smith

Bassett	Dickson	E. Miller	Snyder
Beebe	Ely	W. Miller	C. S. Spencer
Beecher	Farrar	Morey	Stacy
Bennett	Fish	Murray	Stephens
Berri	Foots	Parry	Sunderlin
Biglin	Goss	Patten	Taylor
Blessing	Gregory	Persons	Thorpe
Blumenthal	Griffin	Petty	Townsend
Bordwell	Hanrahan	Phillips	Vedder
Boatwick	Hardy	Philpot	West
Brown	Hazelton	S. G. Pope	Whalen
Burritt	Hiller	Prince	Witbeck
Carpenter	Hoag	Sanford	Wight
Chadwick	Holden	Scherman	Winfield
Clark	Hussey	Schifferdecker	C. B. Wood
Cleary	Jones		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Shattuck, and by unanimous consent, the committee of the whole was discharged from the further consideration of the Senate bill entitled "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864, so far as relates to the school commissioner districts in and for the county of Steuben," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Jones	Shattuck
Alberger	Davis	Kshinka	Sherwood
Allen	Deane	Lincoln	Simon
Alvord	Denniston	Lynde	Sloan
Barrow	Dickson	Mackin	H. Smith
Bassett	Donahue	McGroarty	J. W. Smith
Beebe	Farrar	Melvin	Snyder
Beecher	Fish	W. Miller	C. S. Spencer
Bennett	Goss	Morey	Stacy
Berri	Gregory	Parry	Sunderlin
Biglin	Griffin	Patten	Taylor
Blessing	Gurnee	Persons	Thorpe
Blumenthal	Hammond	Petty	Townsend
Brown	Hanrahan	Phillips	Vedder
Burritt	Hayes	Philpot	West
Carpenter	Hazelton	G. Pope	Whalen
Cauldwell	Hussey	S. G. Pope	Witbeck
Clark	Hiller	Prince	Wight
Cleary	Hoag	Sanford	C. B. Wood
Colahan	Holden	Scherman	P. Woods
Coughlin	Hussey	Schifferdecker	

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to enable husbands and wives to testify for each other in criminal trials," being announced for a third reading,

Mr. Hazelton moved to recommit said bill to the committee on the judiciary, retaining its place on third reading of bills, with instructions to amend as follows:

Section 1, strike out the words "and shall offer himself as a witness."

Section 2, strike out the words "and shall offer himself as a witness."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Prince, from said committee, reported said bill as directed by the House.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 4 }

Those who voted in the affirmative, were

Abeel	Coughlin	Holden	Schifferdecker
Alberger	Daly	Hussey	Sherwood
Allen	Davis	Kahinka	Simon
Barrow	Denniston	Landfield	Sloan
Bassett	Donahue	Lincoln	H. Smith
Batcheller	Ely	Lockwood	Snyder
Bennett	Farrar	Lynde	O. S. Spencer
Blumenthal	Fish	McAfee	Stacy
Bordwell	Footo	Melvin	Sunderlin
Bostwick	Goss	E. Miller	Taylor
Braman	Gregory	W. Miller	Thorp
Brown	Gurnee	Phillips	Townsend
Burritt	Hammond	Philpot	Weed
Carpenter	Hanrahan	S. G. Pope	West
Cauldwell	Hardy	Prince	Whalen
Chadwick	Hazelton	Ryan	Wight
Clark	Hiller	Sanford	Winfield
Comstock	Hoag	Scherman	

Those who voted in the negative, were

Alvord	Beebe	Blessing	Griffin
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the city of Buffalo to purchase and cancel bonds issued by said city for relief of sufferers by the Chicago fire, or directed to be issued," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Hoag	S. G. Pope
Alberger	Clark	Holden	Prince
Allen	Colahan	Houghton	Quinn
Alvord	Comstock	Hussey	Sanford
Bassett	Daly	Johnson	Scherman
Batcheller	Davis	Landfield	Schifferdecker
Beebe	Denniston	Lockwood	Sherwood
Beecher	Dickson	Lynde	Simon
Bennett	Donahue	McGroarty	Sloan
Berri	Ely	Melvin	Stover
Biglin	Farrar	E. Miller	Sunderlin
Blessing	Fish	W. Miller	Taylor
Bordwell	Footo	Morey	Thorp
Bostwick	Goss	Nice	Townsend
Braman	Griffin	Parry	Weed
Brown	Gurnee	Patten	West
Burritt	Hardy	Persons	Whalen
Carpenter	Hayes	Petty	Wight
Cauldwell	Hiller	Philpot	Winfield

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of supervisors of Erie county to grant and convey certain lands in the city of Buffalo to the Young Men's Association in the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cauldwell	Hussey	G. Pope
Alberger	Coughlin	Law	Scherman
Allen	Daly	Lincoln	Schifferdecker
Alvord	Denniston	Lockwood	Simon
Barrow	Dickson	Lynde	Sloan
Bassett	Ely	Mackin	H. Smith
Batcheller	Farrar	McGroarty	C. S. Spencer
Beebe	Fish	Melvin	Stacy
Beecher	Footo	E. Miller	Sunderlin
Bennett	Goss	Morey	Taylor
Berri	Gurnee	Nice	Thorp
Blessing	Hammond	Parry	Townsend
Bordwell	Hardy	Patten	Vedder
Bostwick	Healey	Persons	Waehner
Braman	Hiller	Petty	Wagstaff
Brown	Hoag	Phillips	Weed
Coffey	Holden	Philpot	West

Chadwick	Jones	S. G. Pope	Whalen
Clark	Kshinka	Prince	Wight
Coffey	Landfield	Sanford	Winfield
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Landfield	Sanford
Alberger	Denniston	Law	Scherman
Allen	Dickson	Lincoln	Schifferdecker
Alvord	Donahue	Lockwood	Sherwood
Bassett	Ely	Lynde	Simon
Batcheller	Farrar	Mackin	Sloan
Beebe	Fish	Melvin	H. Smith
Beecher	Footo	E. Miller	Snyder
Bennett	Goss	W. Miller	C. S. Spencer
Berri	Griffin	Morey	Stacy
Blessing	Gurnee	Nice	Stover
Bordwell	Hammond	Oakley	Sunderlin
Bostwick	Hardy	Parry	Thorp
Brown	Hazelton	Persons	Townsend
Carpenter	Hiller	Petty	Vedder
Cauldwell	Hoag	Philpot	Waehner
Chadwick	Holden	G. Pope	Wagstaff
Clark	Houghton	S. G. Pope	Weed
Colahan	Hussey	Prince	West
Comstock	Jones	Quinn	Wight

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to continue in force and amend chapter 138 of the Laws of 1852, entitled An act to incorporate the firemen of the city of Utica as a benevolent association,' passed April 10, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lincoln	Scherman
Alberger	Daly	Lockwood	Schifferdecker

Allen	Denniston	McAfee	Sherwood
Alvord	Dickson	McGroarty	Simon
Barrow	Farrar	Melvin	Sloan
Bassett	Fish	E. Miller	H. Smith
Batcheller	Foots	W. Miller	C. S. Spencer
Beebe	Goss	Morey	Stacy
Beecher	Gregory	Nice	Stover
Bennett	Griffin	Parry	Sunderlin
Blessing	Gurnee	Patten	Taylor
Bordwell	Hammond	Persons	Thorp
Bostwick	Hardy	Petty	Townsend
Braman	Hazelton	Phillips	Vedder
Brown	Hoag	Philpot	Weed
Burritt	Holden	G. Pope	West
Carpenter	Houghton	S. G. Pope	Whalen
Cauldwell	Hussey	Prince	Witbeck
Chadwick	Jones	Ryan	Wight
Clark	Knapp	Sanford	Winfield
Comstock	Law		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend the charter of the village of Akron, in the county of Erie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	Lincoln	Schifferdecker
Alberger	Eastman	Lockwood	Shattuck
Allen	Ely	McAfee	Sherwood
Alvord	Farrar	McQueen	Simon
Barrow	Fish	Melvin	Sloan
Bassett	Foots	E. Miller	H. Smith
Batcheller	Goss	W. Miller	J. W. Smith
Beebe	Gregory	Morey	C. S. Spencer
Beecher	Griffin	Nice	Stacy
Bennett	Gurnee	Parry	Stover
Blessing	Hammond	Patten	Sunderlin
Bordwell	Hardy	Persons	Thorp
Bostwick	Hazelton	Petty	Townsend
Braman	Hoag	Phillips	Vedder
Brown	Holden	Philpot	Waehner
Burritt	Houghton	G. Pope	Weed
Carpenter	Hussey	S. G. Pope	West
Cauldwell	Jones	Quinn	Whalen
Chadwick	Landfield	Sanford	Witbeck
Denniston	Law	Scherman	Wight

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 182 of Laws of 1872, entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Lake Ontario Shore Railroad Company, and to take the bonds or stock of that company therefor,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Jones	Schifferdecker
Alberger	Daly	Landfield	Sherwood
Allen	Davis	Lincoln	Simon
Alvord	Denniston	McAfee	Sloan
Barrow	Dickson	Melvin	H. Smith
Batcheller	Donahue	E. Miller	J. W. Smith
Beebe	Ely	W. Miller	Snyder
Beecher	Farrar	Morey	C. S. Spencer
Bennett	Fish	Nice	Stacy
Blessing	Foote	Parry	Stover
Blumenthal	Goss	Patten	Sunderlin
Bordwell	Gregory	Persons	Thorp
Bostwick	Griffin	Petty	Vedder
Braman	Gurnee	Phillips	Waehner
Brown	Hammond	Philpot	Weed
Bulkley	Hardy	G. Pope	West
Burritt	Hazelton	S. G. Pope	Whalen
Carpenter	Hoag	Prince	Witbeck
Cauldwell	Holden	Ryan	Wight
Chadwick	Houghton	Sanford	C. B. Wood
Clark	Hussey	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize a tax for fire purposes in the village of Greene, Chenango county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Landfield	Scherman
Alberger	Coughlin	Law	Schifferdecker
Allen	Daly	Lincoln	Shattuck
Alvord	Deane	McAfee	Sherwood
Barrow	Denniston	Melvin	Simon

Bassett	Dickson	E. Miller	Sloan
Beebe	Ely	W. Miller	H. Smith
Beecher	Farrar	Morey	C. S. Spencer
Bennett	Fish	Murray	Stacy
Biglin	Footc	Nice	Stover
Blessing	Goss	Parry	Sunderlin
Blumenthal	Gregory	Patten	Thorp
Bordwell	Griffin	Persons	Vedder
Bostwick	Gurnee	Petty	Waehner
Braman	Hammond	Phillips	Weed
Brown	Hardy	G. Pope	West
Burritt	Hazelton	S. G. Pope	Whalen
Carpenter	Hoag	Prince	Witbeck
Cauldwell	Holden	Quinn	Wight
Chadwick	Houghton	Sanford	Winfield
Clark	Hussey		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads, and of public roads and of the alteration thereof in the town of Greenburgh,' passed April 15, 1854," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kshinka	Sherwood
Alberger	Deane	Landfield	Simon
Allen	Denniston	Lincoln	Sloan
Alvord	Dickson	McAfee	H. Smith
Barrow	Ely	Melvin	J. W. Smith
Bassett	Farrar	E. Miller	C. S. Spencer
Batcheller	Fish	W. Miller	Stacy
Beebe	Footc	Morey	Sullivan
Beecher	Goss	Nice	Sunderlin
Bennett	Gregory	Parry	Taylor
Berri	Griffin	Persons	Thorp
Blessing	Gurnee	Petty	Vedder
Blumenthal	Hammond	Philpot	Waehner
Bordwell	Hazelton	G. Pope	Weed
Braman	Hiller	S. G. Pope	West
Brown	Hoag	Prince	Whalen
Burritt	Holden	Ryan	Wight
Carpenter	Hussey	Sanford	Winfield
Cauldwell	Jones	Scherman	C. B. Wood
Chadwick	Knapp	Schifferdecker	P. Woods
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the New York Institution for the Blind," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
 { NOES 6 }

Those who voted in the affirmative, were

Abeel	Deane	Kshinka	Shattuck
Alberger	Denniston	Lincoln	Sherwood
Allen	Dickson	Lynde	Sloan
Barrow	Donahue	McAfee	H. Smith
Bassett	Ely	McGroarty	J. W. Smith
Batcheller	Farrar	McQueen	Snyder
Beecher	Fish	Melvin	C. S. Spencer
Bennett	Foots	W. Miller	Sullivan
Berri	Gregory	Morey	Sunderlin
Blessing	Griffin	Oakley	Taylor
Blumenthal	Gurnee	Parry	Thorp
Bostwick	Hanrahan	Persons	Vedder
Braman	Hayes	Petty	Weed
Cauldwell	Hazelton	Philpot	West
Chadwick	Hiller	G. Pope	Whalen
Clark	Hoag	Ryan	Witbeck
Comstock	Holden	Sanford	Wight
Coughlin	Jones	Scherman	Winfield
Daly	Knapp	Schifferdecker	C. B. Wood

Those who voted in the negative, were

Alvord	Goss	E. Miller	Phillips
Beebe	Hardy		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 207 of the Laws of 1852, being an act entitled 'An act to incorporate the Cayuga Asylum for Destitute Children,' passed April 10, 1852," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
 { NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Scherman
Alberger	Daly	Knapp	Schifferdecker

Allen	Davis	Kshinka	Sherwood
Alvord	Deane	Landfield	Simon
Barrow	Denniston	Lincoln	Sloan
Bassett	Dickson	Lynde	H. Smith
Batcheller	Donahue	McAfee	J. W. Smith
Beecher	Ely	McGroarty	Snyder
Bennett	Farrar	Melvin	C. S. Spencer
Berri	Fish	E. Miller	Stacy
Blessing	Foote	Morey	Sunderlin
Blumenthal	Goss	Parry	Thorp
Bostwick	Gregory	Persons	Vedder
Braman	Griffin	Petty	Weed
Brown	Gurnee	Philpot	West
Burritt	Hammond	G. Pope	Whalen
Carpenter	Hardy	S. G. Pope	Witbeck
Cauldwell	Hoag	Quinn	Wight
Chadwick	Holden	Ryan	Winfield
Clark	Hussey	Sanford	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the charter of the Tract Society of the Methodist Episcopal Church," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Landfield	Scherman
Alberger	Clark	Lincoln	Schifferdecker
Allen	Denniston	McAfee	Sherwood
Alvord	Dickson	Melvin	Sloan
Barrow	Ely	E. Miller	H. Smith
Bassett	Farrar	W. Miller	J. W. Smith
Batcheller	Fish	Morey	C. S. Spencer
Beebe	Foote	Murray	Stacy
Beecher	Goss	Parry	Sunderlin
Bennett	Gregory	Persons	Thorp
Berri	Griffin	Petty	Vedder
Blessing	Gurnee	Phillips	Weed
Bordwell	Hammond	Philpot	West
Bostwick	Hardy	G. Pope	Whalen
Braman	Holden	S. G. Pope	Witbeck
Brown	Hussey	Prince	Wight
Burritt	Jones	Quinn	Winfield
Carpenter	Knapp	Sanford	C. B. Wood
Cauldwell			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act authorizing the supervisor of the town of Kiantone, in the county of Chautauqua, to convey to the Maple Grove

Cemetery Association the lands now held by the said town, and used for cemetery purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Johnson	Scherman
Alberger	Clark	Jones	Schifferdecker
Allen	Comstock	Kshinka	Shattuck
Alvord	Coughlin	Law	Sherwood
Barrow	Daly	Lawrence	Sloan
Bassett	Deane	Lincoln	H. Smith
Batcheller	Denniston	Lynde	Snyder
Beebe	Dickson	McGroarty	C. S. Spencer
Beecher	Ely	E. Miller	Stacy
Bennett	Farrar	W. Miller	Sullivan
Berri	Fish	Parry	Thorp
Blessing	Foot	Persons	Townsend
Bordwell	Goss	Petty	Vedder
Bostwick	Griffin	Phillips	Weed
Braman	Gurnee	Philpot	Whalen
Brown	Hammond	G. Pope	Witbeck
Burritt	Hazleton	Ryan	Wight
Carpenter	Holden	Sanford	Winfield
Cauldwell			

Mr. Hiller moved to reconsider said vote, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Weed introduced a bill entitled "An act to authorize the construction of a road from the road owned by the State near Chazy lake to Chateaugay Lake," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Hanrahan introduced a bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870, as amended January 12, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Berri introduced a bill entitled "An act to confirm, reduce and levy a certain assessment for the repaving of Lafayette avenue in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to regulate elections in the city of Brooklyn, passed May 7, 1872,' passed May 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to direct the employment of stenographers for the third district justice's court and police court of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Allen introduced a bill entitled "An act to regulate the forfeiture of policies of life insurance," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Goss introduced a bill entitled "An act to change the name of the 'Monroe County Agricultural Society' to that of the 'Western New York Agricultural and Mechanical Association,' and to incorporate the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Blumenthal introduced a bill entitled "An act for the relief of the Hebrew Benevolent and Orphan Asylum Society of the city of New York, and to authorize changes in condition of leases to said society," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bordwell introduced a bill entitled "An act to equalize representation in the board of supervisors of the county of Niagara," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Chadwick introduced a bill entitled "An act to incorporate the Utica and Fair Ground Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Lincoln introduced a bill entitled "An act relating to courts of special sessions in the county of Ontario," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Dickson introduced a bill entitled "An act to protect purchasers of sewing machines and other articles," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. S. G. Pope introduced a bill entitled "An act to amend chapter 505 of the Laws of 1865, entitled 'An act to provide for the improvement of the navigation of the Oswegatchie river and of the hydraulic power therein, and to check freshets therein,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Batcheller introduced a bill entitled "An act to amend the charter of the village of Saratoga Springs so as to provide for the appointment of a commissioner of public works, of the village of Saratoga Springs, and abolishing the office of superintendent of the village and of the water works of said village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Petty introduced a bill entitled "An act to provide for the planting and protection of oysters in those portions of the Great South Bay lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Bostwick introduced a bill entitled "An act to incorporate the Ithaca Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Kshinka introduced a bill entitled "An act to amend an act entitled 'An act for establishing a turnpike road between the cities of Albany and Schenectady,' passed March 30, 1872, and authorizing the president, directors and company of said turnpike road to abandon a part of their road," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Alvord introduced a bill entitled "An act requiring the trustees of school districts to give certain notices to corporations in regard to taxation for school purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to create and preserve a public forest to be known as the Adirondack Park," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act authorizing the Board of Canal Commissioners to settle for work done and expense incurred for doing work east of military road, and from the east side of State ditch culvert, in Tonawanda, to the first change bridge west of said culvert, on the Erie canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to confirm the official acts and proceedings of Cicero W. Barber as notary public in and for the county of Washington, done from March 30, 1873, to and including February 18, 1874," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the sale of real estate in which a widow is or shall be entitled to dower in satisfaction and discharge thereof,' passed May 6, 1870," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act releasing to George Irensterter the interest of the people of the State of New York in and to certain land in Hamburg, Erie county, New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act extending the liberties of jails to the corporate limits of the village or city in which said jails are situate," reported in favor of the passage of the same, with amendment, and title amended so as to read "An act fixing the liberties of jails," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act for the improvement of Worth street and parts of the street intersecting Worth street, between Broadway and Chatham street, in the city of New York," reported in favor

of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was recommitted the bill entitled "An act to amend the charter of the city of Buffalo, extending jurisdiction of police commissioners in the twelfth ward," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to amend an act to establish a department of police in the city of Buffalo, and to provide for the government thereof, passed April 28, 1871," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to legalize certain assessments ordered by the common council of Buffalo, and contained in certain rolls heretofore delivered to the comptroller of said city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to extend the time for the collection of taxes in the city of Oswego," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Sloan, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Jones	Shattuck
Alvord	Davis	Knapp	Sherwood
Barrow	Deane	Kshinka	Simon
Bassett	Denniston	Lincoln	Sloan
Batcheller	Dickson	Mackin	H. Smith
Beecher	Donahue	McAfee	J. W. Smith
Bennett	Eastman	McGroarty	C. S. Spencer
Blessing	Fish	Melvin	Stephens
Blumenthal	Foote	E. Miller	Taylor
Bordwell	Gregory	Morey	Thorp
Bostwick	Griffin	Oakley	Townsend
Braman	Gurnee	Parry	Vedder
Brown	Hammond	Persons	Wagstaff
Burritt	Hanrahan	S. G. Pope	Weed
Cauldwell	Hardy	Prince	West
Chadwick	Hazelton	Ryan	Whalen
Clark	Hiller	Scherman	Witbeck
Comstock	Hoag	Schifferdecker	Wight
Coughlin	Holden		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Dickson, from the committee on canals, to which was referred the bill entitled "An act to re-appropriate moneys for construction of new

work upon and extraordinary repairs of the canals of this State and for payment of awards made by the Canal Appraisers," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Dickson, from the committee on canals, to which was referred the bill entitled "An act to authorize a tax of three-twentieths of a mill per dollar of valuation for the payment of the awards of the Canal Appraisers and of the Canal Board, and to pay certain certificates of indebtedness on interest now outstanding," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hazelton, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Board to adjust the claims and settle with Sidney Seeley for extraordinary labor performed and materials furnished on the Champlain canal," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend chapter 504 of the Laws of 1873, entitled 'An act in relation to a certain highway in the county of Hamilton appropriating certain non-resident highway moneys thereto, and repealing acts heretofore passed in relation thereto May 14, 1873,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend chapter 863 of the Laws of 1867, entitled An act to construct a bridge over Tonawanda creek, in the counties of Erie and Niagara, and to provide means therefor,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal the act entitled 'An act to amend an act passed July 21, 1853, entitled An act to amend an act to provide for the incorporation of companies to construct plank roads,' passed May 7, 1847, and the acts amendatory thereof," reported adversely thereto, which report was agreed to.

Mr. Hiller, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to amend chapter 395 of the Laws of 1873, entitled 'An act to alter the system of repairing highways,' passed May 2, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the trustees of the village of Kinderhook to borrow money to be expended in the purchase of a lot of ground and the erection thereon of a suitable building adapted to the purposes of a public hall and a room for a fire engine for the use of said village,' passed April 29, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was

referred the bill entitled "An act to amend the charter of the village of Little Falls, N. Y.," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to enable the trustees of the village of Clyde, N. Y., to raise by tax the sum of six thousand dollars, and interest thereon, wherewith to pay the indebtedness existing against said village," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the lighting of public streets and avenues in the town of Fishkill, in the county of Dutchess,' passed April 9, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to incorporate a portion of the town of North Greenbush, in the county of Rensselaer, into a village, and to provide for an election of officers of said village, and for other purposes," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to incorporate the village of Bath-on-the-Hudson, Rensselaer county, N. Y.," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Persons, from the committee on internal affairs, to which was referred the bill entitled "An act for the preservation of fish commonly called speckled trout, in any of the waters of the counties of Delaware and Ulster, or in the town of Halcott, in the county of Greene, in the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the town of Glenville, Schenectady county, to purchase Freeman bridge," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to the management of the bridge crossing the Mohawk river between the city of Schenectady and town of Glenville, in the county of Schenectady," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act relative to fines received by town officers in the county of Oneida, in cases of misdemeanor," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to enable the commissioners of highways of the several towns through which the Mohawk turnpike passes

to contract," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act for the protection of fish in Queechey lake, in Canaan, Columbia county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, reported by bill entitled "An act in relation to savings banks," for the consideration of the House, which was read the first time, and by unanimous consent was also read the second time, and referred to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to confine the title of certain lands in the town of Newtown, Long Island, to the Newtown Young Men's Christian Association, and to release any claim of the State thereupon," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hazelton, from the committee on canals, to which was referred the bill entitled "An act making appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1874, and to supply deficiencies of former appropriation," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Foote, from the committee on claims, to which was referred the bill entitled "An act for the relief of E. D. Van Slyke, and to authorize him to file in the office of Appraisers his claim," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

(See Doc. No. .)

Mr. Hardy, from the committee on internal affairs, to which was referred the bill entitled "An act in relation to the county court-house and jail in Queens county," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Messrs. Cauldwell, Vedder and Deane presented petitions of citizens of New York in favor of aiding the Broadway Underground Railway; which were read and referred to the committee on railroads.

Mr. C. S. Spencer presented a petition of citizens of New York for the payment of the soldiers of 1812; which was read and ordered laid upon the table.

Also, a petition for improving the Erie and Champlain canals; which was read and referred to the committee on canals.

Mr. Griffin presented a petition of citizens asking for the passage of an act in regard to public printing; which was read and referred to the committee on internal affairs.

Mr. Petty presented a remonstrance against the passage of an act in relation to pound fishing; which was read and referred to the committee on internal affairs.

Mr. Berri presented a petition for an appropriation for the Mariners' Family Industrial Society; which was read and referred to the committee on ways and means.

Also, a petition to change the corporate name of the Mariners' Family

Industrial Society to Mariners' Family Asylum; which was read and referred to the committee on the judiciary.

Mr. Alvord presented a petition of Francis M. Chesney, asking for leave to prove his claim for compensation before Canal Appraisers, belonging to him used by the State; which was read and referred to the committee on claims.

Messrs. Persons and Smith presented remonstrances of citizens of Jefferson county, against the repeal of chapter 516, Laws of 1873; which were read and referred to the committee on internal affairs.

Mr. Hazelton presented a petition of citizens of the town of Lodi, for the repeal of the laws for the protection of fish; which was read and referred to the committee on internal affairs.

Mr. Knapp presented a petition of Albert A. Lydecker, of Nyack, Rockland county, a veteran of the war of 1812; which was read and ordered laid upon the table.

Mr. Alberger presented a petition of Franklin Edson and other citizens of New York asking for H. H. Baker's plan of propelling boats on the Erie canal; which was read and referred to the committee on canals.

Mr. Cleary presented a petition in relation to the canal bridge near lock No. 2, Erie canal; which was read and referred to the committee on canals.

Messrs. Schifferdecker and Witbeck presented petitions of citizens of Rensselaer county for reduction of toll on the railroad bridge across the Hudson river; which were read and referred to the committee on commerce and navigation.

By unanimous consent, Mr. Mackin introduced a bill entitled "An act for the relief of William Baxter and David P. Dobbins," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Wight offered for the consideration of the House a resolution, in the words following:

Resolved, That the usual number of the Insurance Report (ten copies for each member, officer and reporter) be printed as heretofore, and 1,500 copies of the Fire and Marine Report, and 2,000 copies of the Life Report, bound separately, for the use of the Superintendent of the Insurance Department.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Bostwick offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That 1,500 copies of the eighty-seventh annual report of the Regents of the University, and 500 copies of the proceedings of the tenth anniversary of the University Convocation, be printed in the usual form for the use of the Regents.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to prevent extortion by the Buffalo Gas-light Company, or any other gas-light company in the city of Buffalo," be referred back to the committee on trade and manufactures, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hammond offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That there be printed and bound in cloth, under the direction of the State Engineer and Surveyor, the following number of copies of the report on Railroads for the year ending September 30, 1873 : For each member, officer and reporter of the Assembly, ten copies ; and for the Department of the State Engineer and Surveyor, 2,400 copies ; the whole expense to be refunded to the treasury of the State by an equitable assessment by the Comptroller on the several railroad companies of this State.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

On motion of Mr. Taylor,

Resolved, That the papers in relation to the claim of Orrin Harris, for canal damages, presented at the last session of the Legislature, be taken from the files and referred to the committee on canals.

On motion of Mr. Worth,

Resolved, That the privileges of the floor be extended to the Hon. Frederick A. Conkling during his stay in this city.

Mr. Worth offered for the consideration of the House a resolution, in the words following :

Resolved, That the bill entitled "An act to regulate the sale of illuminating gas manufactured by the Equity Gas-light Company of the Eastern District of the city of Brooklyn, and authorize the laying of mains and conductors in certain wards of said city," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Alberger offered for the consideration of the House a resolution, in the words following :

Resolved, That there be printed, in addition to the copies heretofore ordered, 2,000 copies of the Comptroller's annual report for the use of the Comptroller.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Phillips offered for the consideration of the House a resolution, in the words following :

Resolved, That the Assembly will hold sessions on Saturday, the 28th inst., and on Monday, March 2, at 11 o'clock A. M., and will adjourn from Friday, March 6, at 1½ o'clock P. M., until Monday, March 9, at 7½ o'clock P. M., and that during the remainder of the session of the Legislature sessions will be held on each alternate Saturday and Monday at 11 o'clock A. M., and adjourn on each alternate Friday at 1½ o'clock P. M., until the Monday following at 7½ o'clock P. M.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Vedder offered for the consideration of the House a resolution, in the words following :

Resolved, That this House adjourn to-day at half-past one o'clock, and when it adjourns it adjourn to meet on Monday next at half-past seven o'clock P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 46 }
{ NOES 39 }

Those who voted in the affirmative, were

Allen	Donahue	McGroarty	C. S. Spencer
Bennett	Eastman	Melvin	Stephens
Berri	Ely	E. Miller	Sullivan
Blessing	Griffin	W. Miller	Thorp
Blumenthal	Gurnee	Morey	Townsend
Cauldwell	Hanrahan	Oakley	Vedder
Comstock	Hayes	S. G. Pope	Wagstaff
Coughlin	Holden	Ryan	Weed
Daly	Kshinka	Scherman	West
Davis	Lawrence	Simon	Wight
Deane	Mackin	J. W. Smith	Worth
Denniston	McAfee		

Those who voted in the negative, were

Alberger	Burritt	Hardy	Sanford
Alvord	Chadwick	Hussey	Schifferdecker
Barrow	Clark	Knapp	Sherwood
Bassett	Cleary	Landfield	Sloan
Batcheller	Dickson	Lincoln	H. Smith
Beecher	Fish	Parry	Stacy
Bordwell	Foots	Persons	Taylor
Bostwick	Goss	Petty	Whalen
Braman	Gregory	Phillips	Witbeck
Brown	Hammond	Prince	

Mr. Speaker presented the annual report of the State Engineer and Surveyor on Railroads; which was laid upon the table and ordered printed.

(See Doc. No. .)

Mr. Fish moved that the House now take a recess until 7½ o'clock.

Mr. Weed moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the affirmative.

{ AYES 44 }
{ NOES 38 }

Those who voted in the affirmative, were

Bennett	Denniston	Mackin	J. W. Smith
Berri	Eastman	McAfee	C. S. Spencer
Blessing	Foots	McGroarty	Stephens
Blumenthal	Griffin	E. Miller	Sullivan
Cauldwell	Gurnee	W. Miller	Taylor
Chadwick	Hanrahan	Morey	Thorp
Comstock	Holden	Oakley	Townsend
Coughlin	Knapp	Ryan	Vedder
Daly	Kshinka	Scherman	Wagstaff
Davis	Lawrence	Shattuck	Weed
Deane	Lincoln	Simon	West

Those who voted in the negative, were

Alberger	Brown	Hiller	Prince
Allen	Burritt	Hussey	Sanford
Alvord	Clark	Landfield	Schifferdecker
Barrow	Cleary	Melvin	Sherwood
Bassett	Dickson	Parry	Sloan
Batcheller	Fish	Persons	H. Smith
Beecher	Goss	Petty	Stacy
Bordwell	Gregory	Phillips	Whalen
Bostwick	Hammond	S. G. Pope	Wight
Braman	Hardy		

Whereupon, at 1 o'clock and 23 minutes, the House adjourned.

MONDAY, MARCH 2, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. McKean.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of Friday, Feb. 27, was dispensed with.

The Senate returned the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor and provide for the payment thereof," with a message informing that they agree to a committee of conference thereon, and have appointed as such committee, on their part, Messrs. Woodin, Wagner and Dayton.

Ordered, That the Clerk return said bill to the Senate.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to consolidate the government of the city and county of New York, and further to regulate the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 696, Laws of 1866, entitled 'An act to amend section 18, article 2, title 2, chapter 12, part 1 of the Revised Statutes, entitled 'Of the county treasurer,' and to require an additional bond from county treasurers to the State,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Senate returned the bill entitled as follows:

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861,"

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Whereas, It is for the interest of the tax payers of the State that all the business legitimately coming before the Legislature should be done as soon as it can possibly be well done; and,

Whereas, It is the opinion of the members constituting the majority

of this Legislature, that by a diligent application of all its members, as well the minority as the majority, to the important duties before them, without waste of time in the proposal or discussion of "buncombe" resolutions, this Legislature will be enabled to dispose of the important business before it within the one hundred days fixed by the Constitution; therefore,

Resolved (if the Assembly concur), That this Legislature will faithfully labor to complete its business so as to adjourn on the 16th day of April next.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Worth introduced a bill entitled "An act to incorporate the Teutonic Savings Bank of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Alvord introduced a bill entitled "An act to authorize the Canal Commissioners to construct a swing or hoist or turn-table bridge over the Erie canal on Salina street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal, to connect University avenue, heretofore called Walnut street, with Canal street, in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act to authorize the appraisal and sale of leased fine salt lots on the Onondaga Salt Springs Reservation by the Commissioners of the Land Office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Simons introduced a bill entitled "An act to authorize the Canal Commissioners to construct a swing hoist or turn-table bridge over the Oswego canal on Salina street at its junction with Bridge street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal to connect Danforth and Marsh streets, in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Bostwick introduced a bill entitled "An act relative to public instruction," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Clark introduced a bill entitled "An act to legalize the official acts of John P. Bennett, a notary public of Wayne county; which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bennett introduced a bill entitled "An act to provide for the opening, paving and improvement of Maspeth avenue in the city of Brooklyn, from Bushwick avenue to Newtown creek, at the city line," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Bordwell introduced a bill entitled "An act to incorporate the Lewiston Water-works Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Vedder introduced a bill entitled "An act legalizing and confirming the vote taken at the annual town meeting of the town of Olean, in the

county of Cattaraugus, on the 24th day of February, 1874, to assess and raise money to build the foundation for an iron bridge over Olean creek at Martin's Mills," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act authorizing the electors of the town of Olean, Cattaraugus county, at their next annual town meeting, to vote a special tax for the building of an iron bridge over Olean creek, at Martin's Mills," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Bostwick presented a communication from the Regents of the University; which was laid on the table and ordered printed.

(See Doc. No. 78.)

Mr. C. S. Spencer presented several petitions of merchants of the city of New York for improving the Erie and other canals; which were read and referred to the committee on canals.

Messrs. Bordwell and Lockwood presented petitions of citizens of Niagara and Greene counties in favor of compulsory education; which were read and referred to the committee on public education.

Mr. Alvord presented a petition of John D. Ogden, executor of T. L. Ogden, deceased, for relief; which was read and referred to the committee on ways and means.

Mr. Beecher presented a petition of citizens of Chenango county for a swing bridge over the Chenango canal at Norwich; which was read and referred to the committee on canals.

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That fifteen copies of the Transactions of the New York State Agricultural Society for each of the years 1872 and 1873, be printed for each member, officer and reporter of the Legislature; fifteen hundred copies for the use of the society; twenty copies for the county agricultural society in each county electing one member of Assembly, and a proportionate number in counties electing more than one member of Assembly; fifteen copies for each town and union agricultural society; four hundred and twenty copies for the American Institute in the city of New York, and one hundred copies for the Regents of the University; and that the said reports be bound in the same manner as heretofore, and distributed as above provided without delay.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Alvord called from the table the resolution previously offered by him, in the words following:

Resolved, That the Speaker and Clerk of this House be and they are hereby directed to cause an examination to be made of all bills now on general orders, and such bills as may be reported from any standing committee, and from time to time submit a list to this House of such bills as are properly referable to the sub-committee of the whole, and the approval of the House of such list shall refer such bills to the sub-committee with the same effect that separate resolutions now refer such bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The order of business, third reading of bills, being announced,

Mr. Weed moved to lay said order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to further prescribe the duties and liabilities of the treasurer of Monroe county, and for other purposes."

"An act for the relief of the Plank-road Railroad Company, passed April 21, 1866, and amended April 25, 1871."

"An act to regulate the sale of illuminating gas manufactured by the Equity Gas-light Company of the eastern district of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards of said city."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Law, from said committee, reported in favor of the passage of said mentioned bills, the first with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Hayes offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and countries," be considered in the first committee of the whole.

Mr. Cauldwell moved to amend by adding the bill entitled "An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to the 1st day of January, 1874."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Cauldwell, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act for the relief of Thomas O'Brine."

"An act relating to appeals in actions in which the mayor, aldermen and commonalty of the city of New York are parties."

"An act to amend the law for the assessment and collection of taxes in cases where farms or lots are divided by town or county lines."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Sherwood, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Sherwood, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

Mr. Sherwood, from said committee, also reported that they had made some progress on said third mentioned bill, and stricken out the first section and the title thereof; which report was agreed to.

Mr. Holden offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to equalize the representa-

tion of the board of supervisors in Wayne county," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act in relation to the collection of taxes in the city and county of New York, and amending chapter 121 of the Laws of 1850, and amending chapter 312 of the Laws of 1859, in relation to the equalization of taxes among the several counties in this State."

"An act to equalize representation in the board of supervisors of Warren county."

"An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Tewksbury, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. C. S. Spencer moved that said bill be recommitted to the committee on the judiciary, retaining its place on general orders, with instructions to report the same back to the House on Friday morning next.

Mr. Alvord moved to amend by striking out the word "Friday" and inserting the word "Thursday."

Mr. Alberger moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

Mr. Tewksbury, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

On motion of Mr. Batcheller, at 9 o'clock and 50 minutes, the House adjourned.

TUESDAY, MARCH 3, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Morse.

On motion of Mr. Alvord, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows :

"An act to amend an act entitled "An act to authorize corporations to change their names, passed April 21, 1870."

"An act authorizing county courts and courts of sessions to summon additional petit jurors, same as circuit courts and courts of oyer and terminer."

Ordered, That the Clerk return said bills to the Senate.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole upon the bills entitled as follows:

Senate, "An act to prevent persons from obtaining employment in positions of trust upon forged and false papers."

"An act in relation to mendicant and vagrant children."

"An act relating to appeals in actions in which the mayor, aldermen and commonalty of the city of New York are parties."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Manley, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Manley, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Alvord moved to recommit said bill to the committee on the judiciary, with instructions to amend, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Manley, from said committee, also reported that they had made some progress on said third mentioned bill, and stricken out the first section and the title thereof; which report was agreed to.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish.'"

"An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario,' passed March 3, 1871."

"An act to authorize the Grand Trunk Railway Company of Canada to purchase and hold real estate in the city of Buffalo."

"An act to amend an act entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' passed April 27, 1869."

"An act in relation to the village of Hempstead in the county of Queens."

"An act in relation to the Brooklyn Trust Company."

"An act for the relief of the Peekskill Manufacturing Company."

"An act to further prescribe the duties and liabilities of the treasurer of Monroe county, and for other purposes."

"An act for the relief of the Plank Road Railroad Company, passed April 21, 1866, and amended April 25, 1871."

"An act to regulate the sale of illuminating gas manufactured by the Equity Gas Light Company of the eastern district of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards of said city."

"An act for the relief of Thomas O'Brine."

"An act to equalize representation in the board of supervisors of Warren county."

"An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871."

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the bill entitled "An act for the promotion of rifle practice in the National Guard," and that the same be referred to the committee on the militia.

Mr. Speaker presented a communication from Franz Seigel, register of the city and county of New York, in response to a resolution of the Assembly relative to fees collected for the year 1873; which was laid upon the table and ordered printed.

(See Doc. No. 80.)

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act in relation to proceedings for the safe-keeping and care of lunatics," being announced for a third reading,

Mr. Lincoln moved to recommit said bill to the committee on the judiciary, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81
{ NOES 8 }

Those who voted in the affirmative, were

Abeel	Colahan	Hussey	Philpot
Alberger	Comstock	Kirk	Prince
Allen	Coughlin	Knapp	Sanford
Alvord	Daly	Kshinka	Schifferdecker
Bassett	Davis	Leake	Shattuck
Batcheller	Deane	Lynde	Sherwood
Beebe	Ely	Manley	Simon
Beecher	Farrar	McAfee	Sloan
Bennett	Fish	McGroarty	H. Smith
Biglin	Foot	McQueen	Speaker
Blumenthal	Goss	Melvin	C. S. Spencer
Bordwell	Gurnee	E. Miller	Stacy
Bostwick	Hammond	W. Miller	Stover
Braman	Hardy	Murray	Tewksbury
Brewer	Hazelton	O'Callaghan	Townsend
Brown	Healey	Parry	Vedder
Burritt	Hiller	Patten	Waehner
Coffey	Hoag	Persons	West
Chadwick	Holden	Petty	Wight
Clark	Houghton	Phillips	Worth
Cleary			

Those who voted in the negative, were

Barrow	Law	Ryan	Weed
Griffin	Lincoln	J. W. Smith	Whalen

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to confirm the title of certain real estate in Esther Young, the widow of Joseph Young, late of the county of Clinton, an alien, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Kshinka	Sanford
Alberger	Comstock	Landfield	Scherman
Allen	Coughlin	Law	Schifferdecker
Alvord	Daly	Lincoln	Sherwood
Barrow	Deane	Lockwood	Simon
Bassett	Ely	Lynde	Sloan
Batcheller	Farrar	Manley	H. Smith
Beebe	Fish	McAfee	J. W. Smith
Beecher	Foote	McGroarty	Snyder
Bennett	Goss	McQueen	Speaker
Berri	Griffin	Melvin	C. S. Spencer
Biglin	Gurnee	E. Miller	Stacy
Blessing	Hammond	W. Miller	Sunderlin
Blumenthal	Hardy	Morey	Sullivan
Bostwick	Hazeltan	O'Callaghan	Townsend
Braman	Hiller	Parry	Vedder
Brewer	Hoag	Persons	Waehner
Brown	Houghton	Petty	Weed
Burritt	Hussey	Phillips	West
Cauldwell	Johnson	Philpot	Wight
Chadwick	Jones	S. G. Pope	Winfield
Clark	Knapp	Prince	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the interest of the people of the State of New York, in certain lands and real estate in the city of New York, of which Louis Planer died seized, to August Berbert," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Kshinka	Prince
Alberger	Deane	Landfield	Sanford

Allen	Denniston	Law	Scherman
Alvord	Ely	Lincoln	Schifferdecker
Barrow	Farrar	Lockwood	Sherwood
Bassett	Fish	Lynde	Simon
Batcheller	Foote	Mackin	Sloan
Beebe	Goss	Manley	H. Smith
Bennett	Griffin	McAfee	Speaker
Biglin	Gurnee	McQueen	C. S. Spencer
Blessing	Hammond	Melvin	Stacy
Blumenthal	Hardy	E. Miller	Stover
Bostwick	Hayes	W. Miller	Townsend
Braman	Hazelton	Morey	Vedder
Brewer	Hiller	Parry	Waehner
Brown	Hoag	Patten	Weed
Carpenter	Holden	Persons	West
Chadwick	Houghton	Petty	Whalen
Clark	Hussey	Phillips	Witbeck
Colahan	Johnson	Philpot	Wight
Comstock	Jones	G. Pope	Winfield
Coughlin	Knapp	S. G. Pope	Worth
Daly			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the interest of the people of the State of New York in certain real estate in the town of Dunkirk, to Jane Errington," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Knapp	Philpot
Alberger	Comstock	Kshinka	Prince
Allen	Coughlin	Landfield	Ryan
Alvord	Daly	Law	Scherman
Barrow	Deane	Lawrence	Schifferdecker
Bassett	Ely	Leake	Sherwood
Batcheller	Farrar	Lincoln	Simon
Beebe	Fish	Lynde	Sloan
Beecher	Foote	Manley	H. Smith
Bennett	Goss	McAfee	Speaker
Biglin	Gregory	McQueen	C. S. Spencer
Blessing	Griffin	Melvin	Stacy
Blumenthal	Gurnee	E. Miller	Stover
Bordwell	Hammond	W. Miller	Townsend
Bostwick	Hardy	Morey	Vedder
Braman	Hazelton	Murray	Waehner
Brewer	Healey	Oakley	Weed
Brown	Hiller	O'Callaghan	West
Burritt	Hoag	Parry	Whalen
Carpenter	Houghton	Persons	Witbeck

Cauldwell
Chadwick
Clark

Hussey
Jones

Petty
Phillips

Wight
Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Metropolitan Safe Deposit Company of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 3 }

Those who voted in the affirmative, were

Abeel	Chadwick	Hiller	O'Callaghan
Alberger	Clark	Holden	Parry
Alvord	Coffey	Houghton	Petty
Barrow	Comstock	Hussey	Philpot
Bassett	Coughlin	Knapp	Prince
Batcheller	Daly	Kshinka	Shattuck
Beebe	Deane	Law	Sherwood
Beecher	Ely	Leake	Simon
Bennett	Foots	Lincoln	Sloan
Blessing	Goss	Lynde	H. Smith
Blumenthal	Griffin	Manley	C. S. Spencer
Bostwick	Gurnee	McAfee	Tewksbury
Braman	Hammond	McGroarty	Townsend
Brewer	Hanrahan	McQueen	Vedder
Brown	Hardy	Melvin	Wahner
Burritt	Hayes	E. Miller	Whalen
Cauldwell	Healey	W. Miller	Worth

Those who voted in the negative, were

Fish Murray Wight

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Alvord moved to lay the pending order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to amend an act passed March 28, 1868, entitled 'An act to amend the charter of the National Travelers' Insurance Company,' and also to amend an act entitled 'An act to authorize the National Travelers' Insurance Company to effect insurance upon the lives of individuals,' passed April 9, 1867."

"An act in relation to certain assessments for sewers in the city of Brooklyn."

"An act to incorporate the New York Rapid Transit Company, and to provide a comfortable, safe and speedy system of cheap and rapid transit through the city of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Waehner, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Waehner, from said committee, also reported in favor of the passage of said second and third mentioned bills, the third with amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

By unanimous consent, Mr. Worth introduced a bill entitled "An act to confirm the proceedings of the board of supervisors of the county of New York, in the authorization of the appointment of assistant keepers at the county jail in said county, and for the relief of the persons so appointed," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, by unanimous consent, the bill entitled "An act to incorporate the Merchants' Loan Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

By unanimous consent, Mr. Wagstaff introduced a bill entitled "An act to incorporate the Association of the Alumni of Columbia College," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, by unanimous consent, the bill entitled "An act to incorporate the United Glass Insurance Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Also, by unanimous consent, the bill entitled "An act to incorporate the Council of Law Reporting," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of fire insurance companies, passed June 25, 1853,' passed April 19, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

By unanimous consent, Mr. Wight introduced a bill entitled "An act to authorize the village of Mount Vernon to take, hold and convey certain lands," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, by unanimous consent, the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of Mount Vernon, in the county of Westchester, and to declare and enlarge and define the powers and duties of the officers of said village, and to confirm and extend the powers of the corporation of said village,' passed May 10, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. W. Miller introduced a bill entitled "An

act in reference to the cemetery in the village of Herkimer," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. Davis introduced a bill entitled "An act to abolish the office of Superintendent of Canal Repairs and to give additional powers to the Canal Commissioners for the more efficient and economical repair and maintenance of the canals of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, Mr. McQueen introduced a bill entitled "An act in relation to the application of highway assessments of corporations in the town of Glenville, Schenectady county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, by unanimous consent, the bill entitled "An act in relation to courts of record," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Oakley introduced a bill entitled "An act to incorporate the Greenpoint Calvary Cemetery and Newtown Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Goss introduced a bill entitled "An act for the relief of William Wilson," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

By unanimous consent, Mr. Eastman introduced a bill entitled "An act to provide the city and county of New York with a railway system for rapid transit of passengers, freight and mails," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Griffin introduced a bill entitled "An act to authorize the election of town auditors in the several towns of the counties of Delaware and Ulster, in the State of New York, and to prescribe their powers and duties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. Lockwood introduced a bill entitled "An act for the relief of the president, directors and company of the Schoharie Kill Bridge Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

By unanimous consent, Mr. Landfield introduced a bill entitled "An act to amend an act entitled 'An act to authorize the formation of companies for the erection of buildings,' passed April 5, 1853," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufacturers.

By unanimous consent, Mr. Law introduced a bill entitled "An act to legalize the acts of John G. Safford, a justice of the peace of Washington county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Fish introduced a bill entitled "An act to

provide for a lease of land to the Samaritan Home for the Aged of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Kirk introduced a bill entitled "An act to protect the wages of labor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

By unanimous consent, Mr. Ryan introduced a bill entitled "An act to incorporate the New York and Westchester Iron Viaduct Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Tewksbury introduced a bill entitled "An act enlarging the powers of clerks to surrogates' court," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Sherwood introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Scherman introduced a bill entitled "An act to extend the time for beginning the construction of the road of the New York and Highland Suspension Bridge Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

By unanimous consent, Mr. Cauldwell offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act supplementary to an act to incorporate the Westchester County Trust Company," and that the same be referred to the committee on banks.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Leave of absence was granted to Mr. Batcheller from 12½ o'clock until 9 p. m., and to Messrs. Denniston, Farrar, Jones and Thorp indefinitely.

On motion of Mr. Alvord, at 1 o'clock and 55 minutes, the House took a recess until half-past seven o'clock.

HALF-PAST SEVEN.

The House again met, resolved itself into a committee of the whole, and proceeded to the consideration of the bills entitled as follows:

Senate, "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866, passed April 25, 1867."

"An act to extend the time for the organization of the Mutual Trust Institution of the city of New York."

"An act legalizing the conveyance of the trustees of joint school district No. 9, of the towns of Plattsburgh and Peru, Clinton county."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. McAfee, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. McAfee, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

On motion of Mr. Stephens, and by unanimous consent, the title of the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866, passed April 25, 1867," was amended by adding at the end thereof the words: "and the acts amendatory thereof."

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to release to Samuel McCracken the real estate of which Robert McCracken died seized, in the town of Lewiston, in the county of Niagara."

"An act to enable Maria Pauss, widow of Frederick Pauss, to take and hold real estate, and to release to her the interest and title to land escheated to the State."

"An act in relation to the powers and duties of the board of supervisors of the county of Monroe."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Schifferdecker, from said committee, reported in favor of the passage said first mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Schifferdecker, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Healey moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Schifferdecker, from said committee, also reported that they had made some progress on said third mentioned bill, and stricken out the first section and the title thereof.

The question being on agreeing to said report,

Mr. Goss moved to disagree with said report, and that said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Goss, and it was determined in the negative.

{ AYES 34 }
{ NOES 44 }

Those who voted in the affirmative, were

Alberger	Deane	Hiller	Philpot
Allen	Dickson	Houghton	Schifferdecker
Beecher	Eastman	Hussey	Sherwood
Bennett	Fish	Landfield	C. S. Spencer
Brewer	Foote	Law	Stacy
Bulkley	Goss	Lynde	Townsend

Burritt	Gurnee	McAfee	Whalen
Carpenter	Hanrahan	Parry	Worth
Comstock	Hardy		

Those who voted in the negative, were

Abeel	Daly	Kshinka	Phillips
Alvord	Davis	Lawrence	Prince
Barrow	Griffin	Lincoln	Sanford
Beebe	Hammond	Lockwood	Simon
Blessing	Hayes	McGroarty	Sloan
Blumenthal	Hazelton	Melvin	Sullivan
Bostwick	Herrick	E. Miller	Sunderlin
Braman	Hoag	W. Miller	Vedder
Clark	Holden	Murray	Weed
Coffey	Johnson	O'Callaghan	West
Coughlin	Kirk	Patten	Wight

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

And said bill was rejected.

Mr. Wight offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to the 1st day of January, 1874," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the Maritime Association of the port of New York."

"An act to incorporate the Butter and Cheese Exchange of New York."

"An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to the 1st day of January, 1874."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Murray, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Murray, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

Mr. Beebe offered for the consideration of the House a resolution, in the words following:

Resolved, That the privileges of the floor be granted to the Hon. George W. Clark, of New York, a member of the Assembly of 1873.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hayes offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and countries," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and countries."

"An act to amend an act entitled 'An act in relation to the city court of Yonkers,' passed March 8, 1873."

"An act to amend chapter 408 of the Laws of 1870, entitled "An act relating to the supreme court, and to the election of a judge of the court of common pleas in and for the city and county of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Beebe, from said committee, reported in favor of the passage of said mentioned bills ; which report was agreed to, and said bills ordered engrossed and to a third reading.

On motion of Mr. Beebe, at 9 o'clock and 30 minutes, the House adjourned.

WEDNESDAY, MARCH 4, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Morse.

On motion of Mr. Coughlin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act in relation to certain assessments for sewers in the city of Brooklyn."

"An act to incorporate the New York Rapid Transit Company, and to provide a comfortable, safe and speedy system of cheap and rapid transit through the city of New York."

"An act to extend the time for the organization of the Mutual Trust Institution of the city of New York."

"An act legalizing the conveyance of the trustees of joint school district number nine, of the towns of Plattsburgh and Peru, Clinton county."

"An act to release to Samuel McCracken the real estate of which Robert McCracken died seized, in the town of Lewiston, in the county of Niagara."

"An act to enable Maria Pauss, widow of Frederick Pauss, to take and hold real estate, and to release to her the interest and title to land escheated to the State."

Mr. Hardy introduced a bill entitled "An act to amend chapter 498 of the Laws of 1872, entitled 'An act for the protection of livery stable keepers and other persons keeping horses at livery or pasture,'" which

was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Weed introduced a bill entitled "An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Allen introduced a bill entitled "An act further to amend chapter 228 of the Laws of 1852, entitled 'An act for the incorporation of companies formed to navigate the ocean by steamships,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Worth introduced a bill entitled "An act to amend an act entitled 'An act for the improvement of the city of Brooklyn,' passed April 17, 1866, and of all acts supplementary thereto," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act requiring railroad corporations and gas companies in the city of New York and Brooklyn to provide for the repairs of city property by them," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Also, the bill entitled "An act for the better security of lives and property from fire in cities," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act for the relief of E. B. Spooner," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

Mr. McGroarty introduced a bill entitled "An act to provide for the erection of a school-house in school district No. 3, of the town of Flatlands, in the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, the bill entitled "An act to amend an act entitled 'An act to provide for the improvement of the Coney Island plank-road, as recently widened,' passed May 3, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to authorize the transportation of passengers in the city of Brooklyn and town of Flatbush by means of street railroads, to be constructed through certain streets and avenues therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Carpenter introduced a bill entitled "An act requiring the commissioners appointed by the county judge of Madison county under the act to aid the construction of the New York and Oswego Midland railroad, for purpose of bonding the village of Oneida, in said county, in aid of said railroad, to pay over the balance of moneys in their hands to the treasurer of said village for the redemption of certain bonds of said village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Ryan introduced a bill entitled "An act to amend an act relating to the marine court of the city of New York declaring and defining its

jurisdiction and practice, and consolidating the several acts affecting said court, passed May 10, 1872, chapter 629," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act further to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act supplementary to 'An act to incorporate the village of Flushing,' passed April 15, 1837, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Hoag introduced a bill entitled "An act to amend an act entitled 'An act to authorize the consolidation of certain railroad companies,' passed May 20, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Wight introduced a bill entitled "An act to amend chapter 396 of the Laws of 1872, entitled 'An act to incorporate the Mamaroneck and Rye Neck Fire Department,' passed April 26, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Sunderlin introduced a bill entitled "An act to provide for the investigation of matters relating to moneys levied and collected by taxation, or under color of taxation, in the county of Hamilton, and for the recovery thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Eastman introduced a bill entitled "An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Vedder introduced a bill entitled "An act to amend chapter 11, part 1, title 3, article 3, section 31 of the Revised Statutes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act extending the time in which the Canandaigua, Palmyra and Ontario Railway Company shall begin and expend ten per cent of its capital in the construction of its road, and in which to furnish the same and put it in operation," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act extending the time in which the Canandaigua, Palmyra and Ontario Railway Company shall expend ten per cent of its capital in the construction of its road, and in which to furnish the same and put it in operation," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act entitled 'An act to amend an act to authorize the appointment of commissioners to take the proof and acknowledgment of deeds and other instruments, and to administer oaths in Great Britain and France,' passed April 17, 1858," reported in favor of the passage of the same with amendments, and the title amended so as to read

"An act to amend chapter 308 of the Laws of 1858, entitled 'An act to authorize the appointment of commissioners to take the proof and acknowledgment of deeds and other instruments, and to administer oaths in Great Britain and France,' passed April 17, 1858," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief of creditors of the late the board of education of school district No. 1 of the late town of West Farms," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter 934 of the Laws of 1871, entitled 'An act in reference to apprentices and employees,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act relative to sales of real estate," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the Oneonta Manufacturing Company of Oneonta, Otsego county, N. Y., to issue preferred stock," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to legalize the acts of John P. Bennett, a notary public of Wayne county," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to confirm the official acts of John P. Bennett, as a notary public of Wayne county," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was recommended the bill entitled "An act in relation to mendicant and vagrant children," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend section 27, title 17, of chapter 8 of part 3 of the Revised Statutes, entitled 'general miscellaneous provisions concerning suits and proceedings in civil cases,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was recommended the bill entitled "An act relating to the publication of notices of election," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Prince said bill was ordered reprinted as amended.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in regard to serving citations upon minors and special guardians," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act to incorporate the city of Binghamton, passed April 9, 1867, and the several acts amending the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870, as amended January 12, 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850, and the amendments thereto," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the city of Buffalo to raise money by general tax for the purpose of paying local assessments on Jefferson street, between Davis and Batavia street," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the Buffalo Street Railroad Company to make certain contracts with the Buffalo East Side Street Railway Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act for the relief of the South Ferry and Prospect Park Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the Hudson Tunnel Railroad Company to construct its railway under ground in the city of New York, and under the bed of the Hudson river, for the transportation of passengers and property to and from the city of New York to the State of New Jersey in manner and upon a route to be designated and prescribed by commissioners appointed for that purpose," reported the

same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act for the relief of the president, directors and company of the Schoharie Kill Bridge Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill entitled "An act to amend an act entitled 'An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 26, 1869," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend chapter 505 of the Laws of 1865," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to amend chapter 505 of the Laws of 1865, entitled 'An act to provide for the improvement of the navigation of the Oswegatchie river, and the hydraulic powers thereon, and to check freshets therein,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to provide for the planting and protection of oysters in those portions of the Great South Bay lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend chapter 90 of the Laws of 1873, entitled 'An act to provide for the election of town officers and the transaction of town business in the town of Greenburgh, in the county of Westchester,' passed March 18, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act legalizing and confirming the vote taken at the annual town meeting of the town of Olean, in the county of Cattaraugus, the 24th day of February, 1874, to assess and raise money to build the foundation for an iron bridge over Olean creek at Martin's Mills," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act authorizing the electors of the town of Olean, Cattaraugus county, at their next annual town meeting to vote a special tax for the building of an iron bridge over Olean creek at

Martin's Mills," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to authorize the town of Clifton Park, Saratoga county, to purchase the bridge belonging to the Schenectady Bridge Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to repeal chapter 628 of the Laws of 1857, entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, together with all previous enactments now in force, authorizing or licensing the sale of intoxicating liquors; also chapter 175 of the Laws of 1870, entitled 'An act regulating the sale of intoxicating liquors,' passed April 11, 1870; also chapter 249 of the Laws of 1873, entitled 'An act regulating the sale of intoxicating liquors,' passed April 21, 1873; also chapter 549 of the Laws of 1873, entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the acts entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857; which amendment was passed May 21, 1873," reported adversely thereto.

On motion of Mr. Alvord said report was laid upon the table.

Mr. Lynde, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to authorize the commissioners of the town of Plainfield, in the county of Otsego, appointed under and by virtue of chapter 364 of the Laws of 1866, to issue bonds, and with the proceeds thereof to pay the bonds heretofore issued by said town under and by virtue of said act, and now due," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on public printing, to which was referred the resolution to print 1,500 copies of the report of the Regents of the University, and 500 copies of the proceedings of the tenth anniversary of the University Convocation, reported in favor of the adoption of the same, in the words following:

Resolved (if the Senate concur), That 1,500 copies of the eighty-seventh annual report of the Regents of the University, and 500 copies of the proceedings of the tenth anniversary of the University Convocation be printed in the usual form for the use of the Regents.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to authorize the appraisal and sale of leased fine salt lots on the Onondaga Salt Springs Reservation by the Commissioners of the Land Office," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Batcheller,

Resolved, That the committee on ways and means be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations,' passed

May 15, 1872," and that the same be referred to the committee on the judiciary.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to enable the trustees of school district No. 35 of the town of Owego, Tioga county, New York, to acquire title to and hold certain lands for cemetery purposes, add thereto by purchase and have the care, supervision and management thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act in relation to the high school in the city of Poughkeepsie," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. C. S. Spencer introduced a bill entitled "An act to authorize the Brandon Statuary Marble Company to sell and convey real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Davis introduced a bill entitled "An act to release Miles Johnson, of the town of Whitehall, from the contract made by a former owner of his lands in the town of Whitehall, with the State of New York, and to authorize the Canal Commissioners to erect a bridge at his farm, crossing over the Champlain canal, and to make an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, Mr. Patten introduced a bill entitled "An act for the better protection of life and limb of persons employed in mechanical pursuits," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

By unanimous consent, Mr. Davis introduced a bill entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Ely presented a petition of citizens of Otsego county in favor of regulating railroad freight; which was read and referred to the committee on railroads.

Mr. Beebe presented a petition of citizens of Sullivan county for compulsory education; which was read and referred to the committee on public education.

Mr. W. Miller presented a petition of citizens of German Flats asking for erection of a swing bridge across the Erie canal at Ilion; which was read and referred to the committee on canals.

Mr. Alberger presented a petition of Almond Bugbee, asking the \$100,000 prize offered for steam propulsion on the canals of this State; which was read and referred to the committee on canals.

Mr. Kshinka presented a petition of citizens of Rensselaer county, against incorporating the village of Bath-on-the-Hudson; which was read and referred to the committee on affairs of villages.

Mr. Hazelton presented a petition of citizens residing along the shore of Seneca lake that they may be exempt from the act prohibiting the

catching of fish; which was read and referred to the committee on internal affairs.

Mr. Worth presented a petition of citizens of New York and Brooklyn in favor of an act to regulate the business of life insurance; which was read and referred to the committee on insurance.

Mr. Herrick presented several petitions to regulate the freight charges on the Rome, Watertown and Ogdensburg Railroad Company, and the Utica and Black River Railroad; which were read and referred to the committee on railroads.

Messrs. G. W. Spencer and Brewer presented petitions asking for an appropriation of \$125,000 to academies; which were read and referred to the committee on ways and means.

Mr. Clark presented a petition of citizens of Wayne county for a pro rata freight bill; which was read and referred to the committee on railroads.

Mr. J. W. Smith presented a petition in relation to amend chapter 133 of the Laws of 1847; which was read and referred to the committee on local and special laws.

Mr. C. S. Spencer presented a memorial of the New York Hospital for relief; which was read and referred to the committee on the judiciary.

Mr. Leuke offered for the consideration of the House a resolution, in the words following:

Whereas, The messengers in the document room are inadequate to the proper performance of their duties on account of the number of bills rapidly accumulating; and,

Whereas, It is essentially necessary for the members of the House to have their files kept in proper order, which same cannot be done without the necessary assistance of such messengers; therefore, be it

Resolved, That Henry McCabe be and he is hereby appointed as messenger for the next half of the session, to serve in the document room, at the same compensation as the general messenger now receives.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. W. Miller offered for the consideration of the House a resolution, in the words following:

Whereas, There is no provision in the rules of this House for the appointment of a messenger of the sub-committee of the whole; and,

Whereas, It has always been customary for said committee to have a messenger, and the business of the committee absolutely requires a messenger; therefore,

Resolved, That W. G. Burrill be and is hereby appointed messenger of said committee, with pay from February 24, 1874, at same rate as other messengers.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger
Alvord

Daly
Deane

Landfield
Leake

Scherman
Schifferdecker

Barrow	Dickson	Lincoln	Shattuck
Batcheller	Donahue	Lockwood	Sherwood
Beebe	Eastman	Lynde	Simon
Beecher	Ely	McAfee	Sloan
Bennett	Fish	McGroarty	J. W. Smith
Berri	Foot	McQueen	Snyder
Biglin	Goss	Melvin	Speaker
Blessing	Gregory	W. Miller	Stover
Blumenthal	Hardy	Oakley	Sullivan
Bordwell	Hazelton	Parry	Sunderlin
Burritt	Healey	Persons	Taylor
Carpenter	Hiller	Petty	Tewksbury
Cauldwell	Hoag	Philpot	Townsend
Chadwick	Houghton	G. Pope	Waehner
Clark	Hussey	Prince	Wight
Coffey	Johnson	Ryan	Winfield
Coughlin	Kshinka	Sanford	Worth

Mr. McQueen offered for the consideration of the House a resolution, in the words following:

Whereas, It is necessary for the accommodation of the members of the House to have their bills kept in proper order; and,

Whereas, The number of bills now accumulating in the document room renders it necessary that additional messengers should be appointed to attend to such filing of bills; therefore be it

Resolved, That James E. Rees be and he is hereby appointed as general messenger in the document room for the ensuing last half of the session, at such compensation as the present general messengers now receive.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Schifferdecker offered for the consideration of the House a resolution, in the words following:

Whereas, Complaints have been made by the citizens of Albany that the Albany and People's Gas-light companies furnish to said citizens an inferior and impure quality of gas; and,

Whereas, It is affirmed that said companies furnish to portions of the citizens of Albany gas at lower rates than they do to other citizens; and,

Whereas, When complaints in regard to these matters have been made to said companies no attention has been paid to them, and no redress afforded; therefore,

Resolved, That the committee on trades and manufactures of the Assembly be instructed to inquire and investigate into the matters herein stated, and report without delay the result of their investigation to this House, together with such recommendations as may seem to them proper, and for this purpose they are hereby authorized to send for persons and papers.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Burritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That there be printed 1,500 copies of

the annual report of the Superintendent of the Banking Department, 800 for the use of the Bank Department, and 700 for the use of the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

On motion of Mr. G. Pope,

Resolved, That the Auditor of the Canal Department be and is hereby requested to report to this House within five days the amount of awards made by the Canal Appraisers for canal damages for the year 1868, and each year thereafter to January 1st, 1874, including all cases in which appeals are now pending, the amount of interest which has been paid, or which has accrued, with the amount of attorneys' and counsel fees paid, and to whom paid, and the amount of such bills now remaining unpaid.

Mr. Healey offered for the consideration of the House a resolution, in the words following :

Whereas, It has been publicly alleged in this capitol before a joint committee of both houses, at a recent meeting, that perjury has been openly resorted to for the purpose of concealing from this House information which had been called for under resolution duly passed at the last session, and affecting legislation now before the committees of this House; and,

Whereas, It has been in like manner publicly alleged that the report contained in document 33 of the session of 1873, was by the counsel of a corporation flagrantly mutilated and essentially changed after the same had been prepared by the only member or members competent to make such report from an actual review and consideration of the evidence upon which said report was based; therefore,

Resolved, That the committee on grievances be directed to inquire into the matter forthwith, with power to send for persons and papers, and to report at any time.

Said resolutions giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Phillips called from the table the resolution previously offered by him, in the words following :

Resolved, That the Assembly will hold sessions on Saturday, the 28th inst., and on Monday, March 2, at 11 o'clock A. M., and will adjourn from Friday, March 6, at 1½ o'clock P. M., until Monday, March 9, at 7½ o'clock P. M., and that during the remainder of the session of the Legislature sessions will be held on each alternate Saturday and Monday at 11 o'clock A. M., and adjourn on each alternate Friday at 1½ o'clock P. M., until the Monday following, at 7½ o'clock P. M.

Mr. Phillips offered the following as a substitute :

Resolved, That the Assembly will hold sessions on Saturday, the 7th inst., and on Monday, the 9th inst., at 11 o'clock A. M., and will adjourn Friday, the 13th inst., at 1½ o'clock P. M., until Monday, the 16th inst., at 7½ o'clock P. M., and that during the remainder of the session of the Legislature sessions will be held on each alternate Saturday and Monday at 11 o'clock A. M., and will adjourn on each alternate Friday at 1½ o'clock, until the Monday following, at 7½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said substitute, and it was determined in the negative.

{ AYES 52 }
{ NOES 57 }

Those who voted in the affirmative, were

Alberger	Comstock	Houghton	S. G. Pope
Alvord	Deane	Hussey	Prince
Barrow	Dickson	Landfield	Sanford
Bassett	Ely	Law	Shattuck
Batcheller	Fish	Lincoln	Sloan
Beecher	Footo	Lockwood	H. Smith
Blumenthal	Gregory	Lynde	Speaker
Bordwell	Hammond	Manley	C. S. Spencer
Brewer	Hanrahan	Parry	Sunderlin
Brown	Hardy	Persons	Tewksbury
Bulkley	Hazelton	Petty	Townsend
Burritt	Hiller	Phillips	Vedder
Clark	Holden	Philpot	Whalen

Those who voted in the negative, were

Abeel	Eastman	McAfee	Simon
Allen	Farrar	McGroarty	J. W. Smith
Beebe	Goss	McQueen	Snyder
Bennett	Gurnee	E. Miller	G. W. Spencer
Berri	Hayes	W. Miller	Stephens
Biglin	Healey	Murray	Stover
Blessing	Herrick	Nice	Sullivan
Carpenter	Hoag	Oakley	Taylor
Cauldwell	Johnson	Patten	Washner
Chadwick	Kirk	G. Pope	West
Cleary	Knapp	Ryan	Wight
Coffey	Kshinka	Scherman	Winfield
Coughlin	Lawrence	Schifferdecker	C. B. Wood
Daly	Leake	Sherwood	Worth
Donahue			

Mr. C. S. Spencer moved to take from the table the motion to reconsider the vote by which the favorable report of the committee on expenditures of the House to the resolution in the words following was disagreed with, viz. :

Whereas, It is necessary to have a messenger in the post-office department of this House; and

Whereas, There is no messenger provided for by law; therefore,

Resolved, That Thomas Reily be and he hereby is appointed such messenger for and during the session of 1874, at a compensation of three dollars per day.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Debate was had thereon, when

Mr. Batcheller moved the previous question.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 23 }

Those who voted in the affirmative, were

Abeel	Ely	Leake	Schifferdecker
Alberger	Farrar	Lincoln	Shattuck
Allen	Foote	Lockwood	Simon
Barrow	Goss	Manley	J. W. Smith
Beebe	Gurnee	McAfee	Snyder
Beecher	Hanrahan	McGroarty	C. S. Spencer
Biglin	Hayes	McQueen	Stephens
Blessing	Hazelton	Melvin	Stover
Bordwell	Healey	E. Miller	Taylor
Burritt	Herrick	W. Miller	Tewksbury
Carpenter	Hiller	Morey	Townsend
Cauldwell	Hoag	Murray	Vedder
Chadwick	Holden	Nice	Wachner
Cleary	Houghton	Oakley	Wagstaff
Coffey	Johnson	O'Callaghan	West
Comstock	Kirk	Patten	Whalen
Coughlin	Knapp	Persons	Witbeck
Daly	Kshinka	Petty	Wight
Davis	Landfield	Philpot	Winfield
Deane	Law	G. Pope	C. B. Wood
Donahue	Lawrence	Scherman	Worth
Eastman			

Those who voted in the negative, were

Alvord	Brewer	Lynde	Sherwood
Bassett	Bulkley	Parry	Sloan
Batcheller	Clark	Phillips	H. Smith
Bennett	Fish	S. G. Pope	Sullivan
Berri	Gregory	Prince	Sunderlin
Blumenthal	Hammond	Sanford	

Mr. Speaker then put the question whether the House would agree to said report, and the adoption of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 17 }

Those who voted in the affirmative, were

Abeel	Ely	Law	Schifferdecker
Alberger	Farrar	Lawrence	Shattuck
Allen	Foote	Lincoln	Snyder
Barrow	Goss	Manley	C. S. Spencer
Beebe	Gregory	McAfee	G. W. Spencer
Beecher	Gurnee	McGroarty	Stephens
Biglin	Hanrahan	McQueen	Stover
Blessing	Hardy	Melvin	Townsend
Bordwell	Hayes	E. Miller	Vedder
Burritt	Hazelton	W. Miller	Wachner
Carpenter	Hiller	Nice	West

Cauldwell	Hoag	Oakley	Whalen
Cleary	Holden	O'Callaghan	Witbeck
Comstock	Houghton	Persons	Wight
Coughlin	Hussey	Philpot	Winfield
Daly	Kirk	Sanford	C. B. Wood
Deane	Knapp	Scherman	Worth
Donahue			

Those who voted in the negative, were

Alvord	Blumenthal	Hammond	S. G. Pope
Bassett	Brewer	Lynde	Prince
Batcheller	Clark	Parry	Sherwood
Bennett	Fish	Phillips	H. Smith
Berri			

On motion of Mr. Herrick,

Resolved, That the Auditor of the Canal Department report to this House the original cost of the Black river reservoir; the cost of rebuilding the North lake reservoir after its failure in 1869; the cost of substituting iron pipes in place of a bulkhead in the Woodhull lake reservoir, and the annual cost of watching and maintaining them and furnishing a supply of water from them to the Erie canal for five years past; also, the cost of constructing and maintaining roads to them, and the amount awarded for damages caused by the breaking away of the North lake reservoir, with the cost to the State for counsel and witnesses in opposing the claims for said damage.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

"An act supplementary to an act entitled 'An act to provide for the improvement of a certain highway in the town of Newtown, Queens county, and the city of Brooklyn, Kings county, and for the payment of property taken for such improvement,' passed May 17, 1872, and the act amendatory thereof, passed May 6, 1873."

"An act in relation to the compensation of overseer of the poor of the town of Rhinebeck, Dutchess county."

"An act to legalize and confirm a sale of real estate, by the supervisor and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns."

"An act to authorize the trustees of the Bay Side Cemetery Association of the town of Potsdam to purchase and convey land formerly owned by Liberty Knowles, situate in the village and town of Potsdam, St. Lawrence county, and State of New York, and also other lands owned by Noble S. Elderken, situate in the said village, and to remove the remains of bodies now interred therein."

"An act to consolidate and amend the several acts relating to schools and academies in the city of Ogdensburg, passed April 13, 1857, February 19, 1866, April 17, 1868, April 27, 1869, and March 27, 1871."

"An act to incorporate the fire department of the village of Saugerties."

"An act to provide for the purchase of a new school-house site and erection of a new school-house thereon, and for the sale of the present

"An act in relation to Second avenue in the town of New Utrecht."

"An act to ratify and confirm the proceedings to incorporate the religious society known as 'The Rector, Churchwardens and Vestrymen of the Church of the Heavenly Rest,' in the city and county of New York, and to legalize and confirm its acts."

school-houses and sites in school district No. 2 of the town of Kinderhook, county of Columbia."

"An act to incorporate the Sans Souci Club of Lansingburgh."

"An act to amend chapter 692 of the Laws of 1866, in relation to fees of justices of the peace and other officers."

"An act to amend an act entitled 'An act to alter, open and improve the canal in and along the west branch of Newtown creek, within the city of Brooklyn, to construct a bridge over the same, and to alter the commissioners' map of the town of Bushwick in relation thereto,' passed May 2, 1873."

"An act to prevent encroachments and obstructions to the navigation of the water-front of the city of Yonkers, and to authorize their removal and sale."

"An act to amend an act entitled 'An act to incorporate the village of Lyons,' passed April 17, 1854, and the acts amendatory thereof."

"An act to release the interest of the people of the State of New York in certain real estate to Charles Durring."

"An act to authorize the laying out of public highways upon and across the Onondaga Indian reservation, in the town of Onondaga, in the county of Onondaga."

"An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts eighteen and nineteen in the town of Ledyard, in the county of Cayuga, and to provide for the election of path master in said district.'"

"An act to provide for the opening, regulating and improving of Fulton avenue, in the town of New Lots, Kings county."

"An act to grade and improve a public highway in the town of Westchester, in the county of Westchester, commonly called 'Corsa's Lane,' and also a portion of Eleventh avenue in the village of Wakefield."

"An act in relation to free union school district No. 1 of the town of Plattsburgh."

"An act to provide, in the city of Brooklyn, an ambulance service for the conveyance of sick and injured persons."

"An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and a public park, in or outside of the limits of the city of Binghamton, and to lay out the same."

"An act to provide for the opening and improvement of a portion of Grand street in the city of Brooklyn, and the extension of the same and improvement of such extension, in Queens county, and to provide for the payment therefor."

"An act to authorize the village of Dunkirk to purchase certain real estate in said village known as the 'arsenal,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes."

"An act to amend an act to incorporate the village of Phoenix, in the county of Oswego."

"An act for the preservation of fish in that part of the Hudson river lying north and south of Croton Point, in the county of Westchester."

"An act extending the time for collecting taxes in the village of Whitney's Point, in the county of Broome."

"An act to reduce the number of highway commissioners and assessors, and to authorize the election of town auditors, in the town of Saratoga Springs, in the county of Saratoga, and to prescribe their powers and duties."

"An act to amend an act entitled 'An act to amend chapter 467 of th

Laws of 1862, entitled 'An act to prevent the adulteration of milk, and prevent the traffic in impure and unwholesome milk,' passed May 2, 1866."

"An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same, and to provide for the payment thereof, and to remove the county clerk's office in said county to such building."

Senate, "An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the superintendents of the poor therein to the office of the commissioners of charities of the county of Kings,' passed April 14, 1871."

A message from the Senate was received and read, requesting concurrence in the passage of the bills entitled as follows:

"An act to authorize the Utica, Chenango and Cortland Railroad Company to extend their road, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend an act passed April 18, 1859, entitled 'An act to extend the provisions of an act authorizing the imprisonment of persons convicted of certain crimes in the counties of Montgomery and Oneida in the Albany county penitentiary,' passed April 12, 1858, to all the counties in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to establish regulations for the port of New York,' passed April 16, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to authorize the boards of supervisors in the several counties of the State, except the city and county of New York and the county of Kings, to contract for the public printing required by law to be done in their respective counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public printing.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to prevent the failure of circuit courts, courts of oyer and terminer, and special terms of the supreme court."

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to authorize the board of education of Union Free School District No. 1, of the town of Ovid, in the county of Seneca, State of New York, to sell and convey a portion of the land occupied as a site for the school-house of said district."

"An act to extend the time for the collection of taxes in the city of Oswego."

"An act to regulate the fare upon the Gloversville and Kingsboro' Street Railroad, and the weight of rails to be used thereon."

"An act supplementary to chapter 76 of the Laws of 1873, entitled 'An act to define and establish the boundaries of school district No. 5 of the town of Flushing, Queens county, to provide for the purchase of a new school-house site and erection of a new school-house

thereon, and for the sale of the present school-house and site in said school district.'"

"An act ceding to the United States of America jurisdiction over certain lands in this State for light-house purposes, and exempting the same from taxation."

"An act to authorize the common council of the city of Binghamton to erect a bell tower over Academy street."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to authorize the city of Binghamton to provide for the payment of the Ruloff reward and expenses," with a message that they had passed the same with the following amendment:

Section 1, line 13 of engrossed bill, after the words "and claimants" insert the words "for such reward."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Lincoln	Schifferdecker
Alberger	Eastman	Mackin	Sherwood
Alvord	Farrar	Manley	H. Smith
Bassett	Fish	McAfee	J. W. Smith
Batcheller	Foote	McGroarty	Speaker
Beebe	Goss	McQueen	C. S. Spencer
Beecher	Gurnee	Melvin	Sullivan
Bennett	Hammond	E. Miller	Taylor
Berri	Hanrahan	W. Miller	Tewksbury
Blessing	Hardy	Nice	Townsend
Blumenthal	Hazleton	Oakley	Vedder
Bordwell	Herrick	Parry	Wachner
Brewer	Houghton	Patten	Wagstaff
Burritt	Johnson	Persons	West
Carpenter	Jones	Petty	Witbeck
Cauldwell	Kirk	Philpot	Wight
Clark	Knapp	Prince	Winfield
Coffey	Landfield	Sanford	C. B. Wood
Comstock	Leake	Scherman	Worth
Deane			

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The bill entitled "An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' being announced for a third reading,

On motion of Mr. Alvord, and by unanimous consent, said bill was amended by inserting after the word "Saratoga" the words "or in Onondaga or Oneida lake tributaries or outlets," and changing the word "lake" to "lakes," in all places.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 6 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Sanford
Alberger	Coughlin	Kshinka	Scherman
Alvord	Daly	Law	Shattuck
Bassett	Davis	Leake	Sherwood
Batcheller	Deane	Lynde	Simon
Beebe	Dickson	Manley	J. W. Smith
Beecher	Donahue	McAfee	C. S. Spencer
Bennett	Ely	McGroarty	Stover
Berri	Farrar	McQueen	Sullivan
Biglin	Foote	Melvin	Sunderlin
Blessing	Goss	W. Miller	Taylor
Blumenthal	Gregory	Parry	Tewksbury
Bordwell	Gurnee	Patten	Vedder
Brewer	Hanrahan	Persons	Waehner
Bulkley	Hardy	Petty	West
Burritt	Hazelton	Phillips	Whalen
Cauldwell	Hiller	Philpot	Wight
Chadwick	Holden	G. Pope	Winfield
Clark	Hussey	S. G. Pope	Worth
Coffey	Johnson	Prince	

Those who voted in the negative, were

Hammond	Lincoln	Ryan	Weed
Hoag	E. Miller		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution :

Resolved (if the Assembly concur), That a respectful message be sent to His Excellency the Governor, requesting the return of the Senate bill entitled "An act to empower the judges of the superior court of Buffalo to employ a stenographer."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to release to Elizabeth Buerkel the real estate of which Henry Buerkel died seized," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	Leake	Shattuck
Alberger	Donahue	Lincoln	Sherwood
Alvord	Ely	Lynde	Simon
Barrow	Farrar	Manley	H. Smith
Bassett	Foote	McAfee	J. W. Smith
Batcheller	Goss	McGroarty	Speaker
Beebe	Gregory	McQueen	C. S. Spencer
Beecher	Gurnee	Melvin	Stephens
Bennett	Hammond	W. Miller	Sullivan
Biglin	Hanrahan	Morey	Sunderlin
Blessing	Hardy	Parry	Tewksbury
Blumenthal	Hazelton	Patten	Vedder
Brewer	Herrick	Persons	Wahner
Bulkley	Hiller	Petty	Wagstaff
Burritt	Hoag	Phillips	Weed
Cauldwell	Holden	Philpot	West
Chadwick	Houghton	S. G. Pope	Whalen
Coffey	Hussey	Prince	Witbeck
Comstock	Johnson	Ryan	Wight
Coughlin	Knapp	Sanford	Winfield
Daly	Kshinka	Scherman	C. B. Wood
Davis	Law	Schifferdecker	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to regulate the sale of illuminating gas manufactured by the Equity Gas-light Company of the eastern district of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Farrar	Lynde	Sherwood
Alberger	Foote	McAfee	Simon
Alvord	Goss	McGroarty	H. Smith
Barrow	Gregory	Melvin	J. W. Smith
Bassett	Hammond	W. Miller	C. S. Spencer
Batcheller	Hanrahan	Morey	Stacy
Beebe	Hazelton	Murray	Sullivan
Beecher	Hiller	Oakley	Sunderlin
Bennett	Hoag	Parry	Tewksbury
Berri	Holden	Patten	Townsend
Blessing	Houghton	Persons	Vedder
Blumenthal	Hussey	Petty	Wahner
Brewer	Johnson	Phillips	Wagstaff

Brown	Jones	Philpot	West
Burritt	Kirk	G. Pope	Whalen
Cauldwell	Knapp	S. G. Pope	Witbeck
Coffey	Kshinka	Prince	Wight
Comstock	Landfield	Sanford	Winfield
Daly	Law	Scherman	C. B. Wood
Davis	Leake	Schifferdecker	Worth
Donahue	Lincoln	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the change of the name of the 'Sixpenny Savings Bank of the city of New York' to 'The City Savings Bank of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 5 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kirk	Scherman
Alberger	Daly	Kshinka	Schifferdecker
Alvord	Deane	Landfield	Shattuck
Barrow	Donahue	Law	Sherwood
Beebe	Ely	Lincoln	Simon
Beecher	Farrar	Lynde	H. Smith
Bennett	Fish	Manley	C. S. Spencer
Berri	Footo	McAfee	Stover
Blessing	Goss	McQueen	Tewksbury
Bordwell	Gurnee	Melvin	Townsend
Bostwick	Hanrahan	W. Miller	Vedder
Brewer	Hayes	Parry	Weed
Burritt	Hazelton	Patten	Whalen
Cauldwell	Herrick	Persons	Witbeck
Chadwick	Hoag	Petty	Wight
Cleary	Holden	Philpot	Winfield
Comstock	Houghton	Sanford	Worth

Those who voted in the negative, were

Batcheller	Hammond	Prince	Waehner
Blumenthal			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' passed April 27, 1869," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Schifferdecker
Alberger	Daly	Landfield	Shattuck
Allen	Deane	Law	Sherwood
Alvord	Dickson	Leake	Simon
Barrow	Ely	Lincoln	H. Smith
Bassett	Farrar	Lockwood	J. W. Smith
Batcheller	Foote	Lynde	Snyder
Beebe	Goss	Manley	C. S. Spencer
Beecher	Gregory	McAfee	Stover
Bennett	Gurnee	McGroarty	Sunderlin
Berri	Hammond	Melvin	Tewksbury
Biglin	Hazelton	E. Miller	Vedder
Blumenthal	Healey	W. Miller	Waehner
Bordwell	Herrick	Parry	Weed
Brewer	Hiller	Persons	West
Burritt	Hoag	Petty	Whalen
Carpenter	Holden	Philpot	Witbeck
Cauldwell	Hussey	Ryan	Wight
Chadwick	Johnson	Sapford	Winfield
Clark	Jones	Scherman	Worth
Cleary	Kirk		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the village of Hempstead, in the county of Queens," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Leake	Sherwood
Alberger	Comstock	Lincoln	Simon
Allen	Coughlin	Lynde	H. Smith
Alvord	Ely	Manley	Stover
Barrow	Farrar	McAfee	Sullivan
Bassett	Foote	McGroarty	Sunderlin
Beecher	Goss	Melvin	Townsend
Bennett	Gregory	W. Miller	Vedder
Berri	Gurnee	Parry	Waehner
Blumenthal	Hardy	Patten	Wagstaff
Bordwell	Hazelton	Persons	Weed
Brewer	Healey	Petty	West
Bulkley	Hoag	Phillips	Whalen
Burritt	Holden	G. Pope	Wight
Carpenter	Hussey	Ryan	Winfield
Cauldwell	Johnson	Sanford	Worth
Chadwick	Lawrence	Shattuck	

Mr. Alvord moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Speaker presented a communication from the State Engineer and Surveyor transmitting a report in relation to the Erie and Oswego canals; which was laid upon the table and ordered printed.

(See Doc. No. 80.)

The bill entitled "An act in relation to the Brooklyn Trust Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Comstock	Kshinka	S. G. Pope
Alberger	Coughlin	Law	Prince
Alvord	Donahue	Lawrence	Ryan
Barrow	Ely	Leake	Scherman
Bassett	Farrar	Lynde	Shattuck
Batcheller	Fish	Manley	Sherwood
Beebe	Footo	McAfee	Simon
Beecher	Goss	McGroarty	H. Smith
Bennett	Gregory	Melvin	Snyder
Berri	Hammond	E. Miller	C. S. Spencer
Biglia	Hanrahan	W. Miller	Sullivan
Blumenthal	Hardy	Morey	Taylor
Bostwick	Herrick	Murray	Townsend
Brewer	Hiller	Parry	Vedder
Bulkley	Hoag	Patten	Waehner
Burritt	Holden	Persons	Weed
Carpenter	Houghton	Petty	Whalen
Cauldwell	Hussey	Phillips	Wight
Chadwick	Johnson	Philpot	Winfield
Cleary	Jones	G. Pope	C. B. Wood
Coffey	Knapp		

Those who voted in the negative, were

Lincoln J. W. Smith

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to further prescribe the duties and liabilities of the treasurer of Monroe county, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Kshinka	S. G. Pope
Alberger	Dickson	Landfield	Prince
Alvord	Donahue	Law	Ryan
Barrow	Ely	Lincoln	Sanford
Batcheller	Farrar	Lockwood	Scherman
Bennett	Foote	Lynde	Sherwood
Biglin	Goss	Manley	Simon
Blumenthal	Gregory	McAfee	H. Smith
Braman	Gurnee	McGroarty	C. S. Spencer
Brewer	Hanrahan	Melvin	Stover
Brown	Hardy	E. Miller	Sunderlin
Bulkley	Hazelton	W. Miller	Vedder
Burritt	Healey	Morey	Weed
Carpenter	Herrick	Parry	West
Cauldwell	Hoag	Patten	Whalen
Chadwick	Holden	Persons	Witbeck
Cleary	Houghton	Petty	Wight
Comstock	Hussey	Phillips	Winfield
Coughlin	Johnson	Philpot	Worth
Daly	Jones	G. Pope	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the Plank-road Railroad Company, passed April 21, 1866, and amended April 25, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Landfield	Sherwood
Alberger	Dickson	Leake	Simon
Allen	Donahue	Lincoln	H. Smith
Alvord	Ely	Lockwood	Snyder
Bassett	Farrar	Lynde	C. S. Spencer
Batcheller	Fish	Manley	Stephens
Beebe	Foote	McAfee	Sullivan
Beecher	Goss	McGroarty	Sunderlin
Bennett	Gregory	Melvin	Taylor
Berri	Griffin	E. Miller	Tewksbury
Biglin	Gurnee	W. Miller	Townsend
Bordwell	Hanrahan	Murray	Vedder
Brewer	Hazelton	Oakley	Wahner
Brown	Hiller	Parry	Wagstaff
Bulkley	Hoag	Petty	Weed

Burritt	Holden	Phillips	Whalen
Carpenter	Houghton	Philpot	Witbeck
Cauldwell	Hussey	S. G. Pope	Wight
Clark	Johnson	Ryan	Winfield
Cleary	Jones	Sanford	C. B. Wood
Coffey	Knapp	Scherman	Worth
Comstock	Kshinka	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to equalize representation in the board of supervisors of Warren county," being announced for a third reading,

Mr. Cleary moved to recommit said bill to the committee on civil divisions, retaining its place on third reading of bills.

Debate was had thereon, when

Mr. Goss moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Cleary, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 49 }
{ NOES 43 }

Those who voted in the affirmative, were

Abeel	Coughlin	McQueen	Simon
Alberger	Daly	Melvin	Snyder
Alvord	Dickson	E. Miller	C. S. Spencer
Batcheller	Gurnee	Morey	Stephens
Beebe	Hanrahan	Oakley	Sullivan
Beecher	Holden	O'Callaghan	Sunderlin
Bennett	Hussey	Parry	Taylor
Blessing	Johnson	Patten	Waehner
Blumenthal	Kshinka	G. Pope	Witbeck
Brewer	Law	S. G. Pope	Wight
Carpenter	McAfee	Schifferdecker	Winfield
Cauldwell	McGroarty	Sherwood	C. B. Wood
Clark			

Those who voted in the negative, were

Barrow	Goss	Lincoln	Sanford
Biglin	Gregory	Lockwood	H. Smith
Bordwell	Griffin	Lynde	G. W. Spencer
Bulkley	Hardy	Manley	Stover
Burritt	Hazleton	W. Miller	Tewksbury
Cleary	Healey	Persons	Townsend
Coffey	Hiller	Petty	Vedder
Comstock	Hoag	Phillips	Wagstaff
Deane	Houghton	Philpot	West
Fish	Knapp	Prince	Whalen
Footo	Landfield	Ryan	

Mr. Holden moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill entitled "An act for the relief of the 'Peekskill Manufacturing Company,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Deane	Lincoln	Schifferdecker
Alberger	Dickson	Lockwood	Shattuck
Alvord	Donahue	Lynde	Sherwood
Barrow	Farrar	McAfee	Simon
Bassett	Fish	McGroarty	H. Smith
Batcheller	Foote	McQueen	J. W. Smith
Beebe	Goss	Melvin	Snyder
Beecher	Gregory	E. Miller	Speaker
Bennett	Griffin	W. Miller	C. S. Spencer
Biglin	Gurnee	Morey	Stephens
Blessing	Hanrahan	Murray	Stover
Bordwell	Hardy	Nice	Sunderlin
Brewer	Hazelton	Oakley	Taylor
Brown	Healey	Parry	Tewksbury
Bulkley	Hiller	Patten	Townsend
Burritt	Hoag	Persons	Waehner
Carpenter	Holden	Petty	Wagstaff
Cauldwell	Houghton	Philpot	West
Clark	Hussey	G. Pope	Whalen
Colahan	Johnson	S. G. Pope	Witbeck
Comstock	Knapp	Sanford	Wight
Daly	Kshinka	Scherman	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Oakley moved to take from the table the motion to reconsider the vote by which the bill entitled "An act in relation to the village of Hempstead, in the county of Queens," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	Lynde	Simon
Alvord	Deane	Manley	H. Smith

Barrow	Denniston	McGroarty	Snyder
Batcheller	Donahue	McQueen	Speaker
Beebe	Farrar	Melvin	C. S. Spencer
Beecher	Fish	E. Miller	G. W. Spencer
Bennett	Foots	W. Miller	Stevens
Berri	Goss	Morey	Stover
Blessing	Gregory	Murray	Sullivan
Blumenthal	Griffin	Oakley	Sunderlin
Bordwell	Gurnee	O'Callaghan	Tewksbury
Bostwick	Hardy	Parry	Townsend
Brewer	Hazelton	Persons	Vedder
Bulkley	Healey	Philpot	Waehner
Burritt	Hiller	G. Pope	Wagstaff
Carpenter	Hoad	S. G. Pope	Whalen
Cauldwell	Holden	Sanford	Witbeck
Clark	Houghton	Scherman	Wight
Cleary	Johnson	Schifferdecker	Winfield
Colahan	Knapp	Shattuck	C. B. Wood
Comstock	Kshinka	Sherwood	Worth
Daly	Lawrence		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	McQueen	H. Smith
Alberger	Donahue	Melvin	J. W. Smith
Alvord	Ely	W. Miller	Snyder
Barrow	Farrar	Morey	C. S. Spencer
Bassett	Fish	Murray	G. W. Spencer
Beebe	Foots	Nice	Stover
Beecher	Goss	Oakley	Sullivan
Bennett	Gregory	O'Callaghan	Sunderlin
Blumenthal	Griffin	Persons	Taylor
Bordwell	Hanrahan	Petty	Tewksbury
Burritt	Hazelton	Phillips	Townsend
Carpenter	Healey	Philpot	Vedder
Cauldwell	Hussey	G. Pope	Waehner
Clark	Johnson	Sanford	Weed
Cleary	Knapp	Scherman	West
Comstock	Kshinka	Schifferdecker	Whalen
Coughlin	Lockwood	Shattuck	Wight
Daly	Lynde	Sherwood	Winfield
Deane	McAfee	Simon	Worth
Denniston	McGroarty		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to estab-

lish a department of police in the city of Buffalo, and to provide for the government thereof," passed April 26, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Ely	E. Miller	Sloan
Alberger	Farrar	W. Miller	H. Smith
Alvord	Fish	Morey	J. W. Smith
Barrow	Foots	Murray	Snyder
Bassett	Goss	Nice	C. S. Spencer
Beebe	Gregory	Oakley	Stephens
Beecher	Griffin	O'Callaghan	Stover
Bennett	Gurnee	Parry	Sullivan
Blessing	Hanrahan	Persons	Sunderlin
Blumenthal	Hazelton	Petty	Taylor
Bordwell	Healey	Philpot	Tewksbury
Bulkley	Hiller	G. Pope	Townsend
Burritt	Holden	S. G. Pope	Vedder
Carpenter	Houghton	Prince	Waehner
Cleary	Hussey	Ryan	West
Coffey	Kirk	Sanford	Whalen
Comstock	Knapp	Schifferdecker	Wight
Coughlin	Landfield	Shattuck	Winfield
Daly	Lawrence	Sherwood	C. B. Wood
Denniston	Leake	Simon	Worth
Dickson	McGroarty		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to prevent persons from obtaining employment in positions of trust upon forged and false papers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	McAfee	H. Smith
Alberger	Dickson	McGroarty	J. W. Smith
Alvord	Farrar	Melvin	Snyder
Barrow	Fish	E. Miller	Speaker
Bassett	Foots	W. Miller	C. S. Spencer
Beebe	Goss	Morey	Stephens
Beecher	Gregory	Oakley	Stover

Bennett	Gurnee	O'Callaghan	Sunderlin
Blessing	Hanrahan	Parry	Taylor
Blumenthal	Hazelton	Persons	Tewksbury
Bulkley	Healey	Petty	Townsend
Burritt	Hiller	Philpot	Vedder
Carpenter	Houghton	S. G. Pope	Waehner
Chadwick	Hussey	Prince	Wagstaff
Clark	Johnson	Ryan	Weed
Cleary	Knapp	Sanford	West
Coffey	Kshinka	Scherman	Whalen
Colahan	Landfield	Schifferdecker	Wight
Comstock	Lincoln	Shattuck	Winfield
Coughlin	Lockwood	Sherwood	C. B. Wood
Daly	Lynde	Simon	Worth
Deane	Manley		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Ryan moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Hiller moved to take from the table the motion to reconsider the vote by which the bill entitled "An act authorizing the supervisor of the town of Kiantone, in the county of Chautauqua, to convey to the Maple Grove Cemetery Association the lands now held by the said town, and used for cemetery purposes," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Denniston	Lynde	Simon
Alvord	Dickson	McGroarty	Sloan
Barrow	Ely	McQueen	H. Smith
Bassett	Farrar	E. Miller	Snyder
Beebe	Fish	W. Miller	C. S. Spencer
Beecher	Foots	Morey	Stephens
Bennett	Goss	Oakley	Stover
Biglin	Griffin	Parry	Sullivan
Blessing	Gurnee	Patten	Sunderlin
Bordwell	Hardy	Petty	Taylor
Bostwick	Hayes	Phillips	Tewksbury
Braman	Hazelton	Philpot	Townsend
Bulkley	Hiller	S. G. Pope	Vedder
Burritt	Hoag	Prince	Waehner
Carpenter	Holden	Ryan	Wagstaff
Cauldwell	Houghton	Sanford	West
Chadwick	Hussey	Scherman	Whalen

Cleary	Johnson	Schifferdecker	Witbeck
Comstock	Knapp	Shattuck	C. B. Wood
Daly	Kshinka	Sherwood	Worth
Davis	Lawrence		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Ely	McAfee	Sherwood
Alberger	Farrar	McGroarty	Simon
Alvord	Fish	McQueen	Sloan
Barrow	Foots	Melvin	H. Smith
Bassett	Gregory	E. Miller	J. W. Smith
Beebe	Griffin	W. Miller	Snyder
Beecher	Gurnee	Morey	Speaker
Bennett	Hanrahan	Nice	C. S. Spencer
Blessing	Hardy	Oakley	Stephens
Blumenthal	Hazelton	O'Callaghan	Stover
Burritt	Healey	Parry	Sunderlin
Carpenter	Herrick	Patten	Taylor
Cauldwell	Hiller	Petty	Tewksbury
Clark	Holden	Phillips	Townsend
Cleary	Houghton	Philpot	Vedder
Coffey	Hussey	G. Pope	West
Comstock	Johnson	S. G. Pope	Whalen
Coughlin	Knapp	Prince	Wight
Deane	Leake	Scherman	Winfield
Dickson	Lynde	Schifferdecker	Worth
Donahue	Manley	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Worth, at 2 o'clock and 10 minutes, the House adjourned.

THURSDAY, MARCH 5, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Van Dorne.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act granting certain rights and privileges to the Gloversville and Northville Railroad Company.

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to enable the trustees of the village of Clyde, New York, to raise by tax the sum of \$6,000 and interest thereon, wherewith to pay the indebtedness existing against said village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act to amend an act entitled 'An act authorizing and providing for the election of a police justice and a police constable in the village of Addison, in the county of Steuben, and for the erection of a jail or lock-up therein,' passed March 2, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to regulate the use of slips, wharves and piers in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to enable John Shaw to take, hold, convey and transmit, by descent or devise, real estate, and to release to him the interest of this State in certain lands," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

"An act to change the name of Adolph Rindskopf to Adolph Risdorf," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act in relation to the Brooklyn Trust Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

On motion of Mr. Colahan, and by unanimous consent, the committee on banks was discharged from the further consideration of said bill, and the same ordered to a third reading.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bill entitled as follows:

"An act to amend chapter 207 of the Laws of 1852, entitled 'An act to incorporate the Cayuga Asylum for Destitute Children,' passed April 10, 1852."

Ordered, That the Clerk return said bill to the Senate.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to provide for the better administration of the estates of deceased persons."

The Senate returned the Senate bill entitled "An act to empower the judges of the superior court of Buffalo to employ a stenographer," with a message in words following:

IN SENATE, *March 5, 1874.*

Pursuant to a concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill entitled "An act to empower the judges of the superior court of Buffalo to employ a stenographer." The vote upon the final passage of said bill having been reconsidered, on motion of Mr. Ganson, and by unanimous consent, the same was

amended as follows: Strike out section 4 and change section 5 to section 4; and as amended passed and ordered sent to the Assembly for concurrence.

By order,

HENRY A. GLIDDEN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Knapp	Sanford
Alberger	Dickson	Kshinka	Scherman
Alvord	Eastman	Law	Schifferdecker
Barrow	Ely	Lawrence	Shattuck
Bassett	Farrar	Lincoln	Sherwood
Batcheller	Fish	Lynde	Sloan
Beebe	Foots	Manley	H. Smith
Beecher	Goss	McAfee	Snyder
Bennett	Gregory	McGroarty	Speaker
Berri	Gurnee	Melvin	C. S. Spencer
Biglin	Hammond	E. Miller	Stacy
Bordwell	Hanrahan	Morey	Stover
Bostwick	Hardy	Murray	Sunderlin
Braman	Hayes	Nice	Tewksbury
Bulkley	Hazelton	Parry	Townsend
Carpenter	Herrick	Persons	Vedder
Cauldwell	Hiller	Petty	Wachner
Chadwick	Hoag	Phillips	Weed
Clark	Holden	Philpot	Whalen
Coffay	Houghton	S. G. Pope	Witbeck
Colahan	Hussey	Prince	Wight
Comstock	Jones	Quinn	Winfield
Coughlin	Kirk	Ryan	Worth

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Scherman
Alberger	Deane	Lockwood	Schifferdecker
Allen	Dickson	Lynde	Sherwood
Alvord	Eastman	Manley	Simon
Barrow	Farrar	McAfee	H. Smith
Bassett	Fish	Melvin	Speaker

Batcheller	Foots	E. Miller	C. S. Spencer
Beebe	Goss	Morey	Sullivan
Beecher	Gurnee	Murray	Sunderlin
Bennett	Hammond	Oakley	Tewksbury
Berri	Hardy	Parry	Townsend
Biglin	Hazelton	Patten	Vedder
Bordwell	Herrick	Persons	Wahner
Bostwick	Hiller	Petty	Wagstaff
Brewer	Hoag	Phillips	West
Bulkley	Houghton	Philpot	Whalen
Carpenter	Hussey	S. G. Pope	Wight
Chadwick	Jones	Prince	Winfield
Colahan	Kshinka	Quinn	P. Woods
Comstock	Landfield	Sanford	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same, as amended.

This being the day assigned by the rules for the consideration of general orders,

Mr. Alvord moved that after to-day all bills on general orders called three times and not moved, be put at the foot of the calendar, and not again called until all other on general orders have been called.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole on the bills entitled as follows :

"An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds."

"An act to extend the operation and effect of the act passed February 17, 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes.'"

Senate, "An act establishing a ferry from the farm of Clark P. Ives, of the county of Essex, across Lake Champlain."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lincoln, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Lincoln, from said committee, also reported in favor of the passage of said second mentioned bill ; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lincoln, from said committee, also reported in favor of the passage of said third mentioned bill ; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act for the protection of factory children."

"An act to authorize the board of education of the city of Ogdensburg to borrow money for school purposes."

"An act in relation to the military record fund, and to provide for the refunding of moneys contributed by towns and cities of this State for the erection of a hall of military record."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hiller, from said committee, reported progress on said first and third mentioned bills, and asked and obtained leave to sit again.

Mr. Hiller, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, Mr. Lockwood introduced a bill entitled "An act to extend the time for the collection of taxes in the town of Hunter, in the county of Greene," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Lockwood, and by unanimous consent, said bill was ordered engrossed and to a third reading.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to incorporate the Maritime Association of the port of New York."

"An act to incorporate the Butter and Cheese Exchange of New York."

"An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and countries."

"An act to amend an act entitled 'An act in relation to the city court of Yonkers,' passed March 8, 1873."

"An act to amend chapter 408 of the Laws of 1870, entitled 'An act relating to the supreme court, and to the election of a judge of the court of common pleas in and for the city and county of New York.'"

Mr. Weed moved to lay the pending order of business "general orders," upon the table, for the purpose of receiving reports of committees.

Mr. Alberger moved to amend by adding the words "introduction of bills" and "petitions."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Alvord, from a committee of conference, reported as follows:

The committee on conference, appointed by the Senate and Assembly concerning the matter in difference between the two Houses relative to the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor and provide for the payment thereof," having met and considered the same, have agreed to recommend that the Assembly concur in the amendments made by the Senate to said bill.

CHARLES S. SPENCER,
THOMAS G. ALVORD,
SMITH M. WEED,

WM. B. WOODIN,
J. C. DAYTON,
W. WAGNER,

Assembly Committee.

Senate Committee.

Messrs. Braman and Melvin, from said committee, dissented from said report.

On motion of Mr. Alvord, said report was laid on the table.

Mr. Beebe, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Erie canal, on Salina street, in the city of Syracuse, and to use the materials of the old bridge over said canal to connect University avenue, heretofore called Walnut street, with Canal street, in said city" reported in favor of the passage of the

same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Beebe, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Oswego canal, on Salina street, at its junction with Bridge street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal, to connect Danforth and Marsh streets in said city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Commissioners of the Middle Division to contract with Erasmus Bennett for the use of the surplus waters for manufacturing purposes, upon extension of the Chenango canal in the city of Binghamton," reported adversely thereto, which report was agreed to.

Mr. Vedder, from the committee on canals, to which was referred the bill entitled "An act to construct a bridge over the Erie canal about one mile east of the village of Pittsford," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on canals, to which was referred the bill entitled "An act enabling Olcott P. Boardman to appeal to the Canal Board from an award made on the 1st day of April, 1868, by the Canal Appraisers, for lands of said Boardman appropriated by the State for purposes of the Genesee Valley canal," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the construction of a railway on Hudson, Philip, Hamilton, Lark, Allen, Eagle, State, Madison avenue, and other streets in the city of Albany," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act in relation to the Herkimer and Mohawk Street Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the construction and use of a railroad from the Thirty-fourth Street ferry to the Ninety-second Street ferry, in Long Island City, and through certain streets and avenues in the fourth ward of said city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to incorporate the Utica and Fair Ground Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to authorize the construction of a railroad on

Forty-second street, and certain other streets and avenues in the city of New York," reported the same for the consideration of the House.

Mr. Oakley, from the committee on commerce and navigation, to which was referred the bill entitled "An act to reduce rates of ferriage on certain ferry routes between the city of New York and the Seventh ward of the city of Brooklyn, and to establish rates of ferriage thereon, and to regulate the running of said ferries," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wight, from the committee on insurance, to which was referred the bill entitled "An act to regulate and protect the business of life insurance agents," reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act for the incorporation of villages,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to change the name of the village of Warren, in Rockland county, State of New York, to Haverstraw," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend the charter of the village of Saratoga Springs so as to provide for the appointment of a commissioner of public works of the village of Saratoga Springs, and abolishing the office of superintendents of the village, and of water-works of said village," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to supply the village of Niagara Falls with water," reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act to amend the charter of the village of Greenbush, passed April 25, 1871, and the acts amendatory thereof," reported adversely thereto, which report was agreed to.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate Ansable Valley Masonic Hall and Library Association," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on internal affairs, to which was referred the bill entitled "An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1869, entitled An act authorizing cities and villages to acquire titles to property for burial purposes, and to levy taxes for the payment of the same,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Odd Fellows' Hall Association of Harlem, in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the State Council of the Order of United American Mechanics of the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to authorize the trustees of the First Presbyterian Church in Catlin, in the town of Dix, Schuylerville county, State of New York, to remove the bodies buried in the burial-ground belonging to said church to the burial-ground of the Moreland Cemetery Association, and to empower said trustees to sell and convey the title of said burial-ground and the old church lot adjoining after the bodies have been removed," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Odd Fellows' Hall Association of Mannsville," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to change the name of the Mariners' Family Industrial Society of the port of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to establish the Evangelical Italian Orphan Asylum," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the petition relative to the time for electing trustees of the Camp Meeting Association of the Methodist Episcopal Church, reported by bill entitled "An act to change the time for electing trustees of the Camp Meeting Association of the Methodist Episcopal Church in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to re-incorporate and change the name of the Associate Congregation of Bovina, and to authorize said society to take and hold by gift, devise, purchase or otherwise real and personal estate, and to sell their Glebe," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Equitable Savings Institution of the city of New York,' passed May 7, 1869," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate

the Westchester County Trust Company,'” reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled “An act to authorize the Dry Dock Savings Institution of New York city to change its location,” reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled “An act to incorporate the Geneva Savings Bank,” reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill entitled “An act for the better information and protection of the stockholders and depositors of loan, trust or security companies chartered under the laws of the State of New York, or doing business therein,” reported adversely thereto, which report was agreed to.

Mr. Burritt, from the committee on banks, to which was recommitted the bill entitled “An act to amend ‘An act to incorporate the United States Loan Company,’” retaining its place on third reading of bills, reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. West, from the committee on trades and manufactures, to which was referred the bill entitled “An act to regulate the quality and price of illuminating gas, and to provide for the office of meter inspector for the city of Buffalo,” reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Worth, from the committee on the expenditures of the House, to which was referred the resolution relative to the appointment of three additional doorkeepers, reported in favor of the passage of the same, in the words following :

Whereas, The erection of the railing in the rear of the seats renders the appointment of three additional doorkeepers necessary ; therefore,

Resolved, That William W. Brinkerhoff, Eugene M. Merriek and Peter Haslam be and they are hereby appointed doorkeepers for the balance of the session, and at a compensation of five dollars per day from the date of the passage of this resolution.

Mr. Bulkley moved to amend by substituting the name of “Eddie Hoag” in place of “Peter Haslam.”

Pending the question,

On motion of Mr. Goss, at 2 o'clock and 15 minutes, the House took a recess until half-past seven o'clock.

HALF-PAST SEVEN.

The House again met, resolved itself into a committee of the whole, and proceeded to the consideration of the bills entitled as follows :

“An act in relation to the compensation for the consumption of gas, and lighting and maintaining street lamps in such portion of the Twen-

ty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county."

"An act to amend an act entitled 'An act in relation to lands of which parties die seized,' passed May 21, 1873."

"An act to amend an act entitled 'An act to incorporate the Union League Club of the city of New York' passed February 16, 1865, and the act amendatory thereof, passed March 26, 1867."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Goss, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Fish moved that the bill entitled "An act to consolidate the government of the city and county of New York, and further to regulate the same," be recommitted to the committee on affairs of cities, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. W. Miller presented the report of the sub-committee of the whole, which was laid upon the table and ordered printed.

(See Doc. No. 83.)

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act in relation to the enforcement of mortgages on boats navigating the canals of this State."

"An act to improve Fourth street, in the city of Brooklyn."

"An act to amend the act passed May 16, 1873, in relation to the eastern boulevard in the city of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bostwick, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Bostwick, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act for the relief of Amariah Holbrook."

"An act to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in this State,' and to amend chapter 327 of the Laws of 1873 amendatory thereof."

"An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1 of the town of West Farms, as the same was constituted prior to the first day of January, 1874."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Gurnee, from said committee, reported in favor of the passage of said mentioned bills, the third with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act for the appraisal and payment of damages to the Union Coarse Salt Company, the Salt Springs Solar Coarse Salt Company, the Salina Solar Coarse Salt Company, the Cape Cod Coarse Salt Company, and

the Salina Coarse and Fine Salt Company, and to R. N. and N. S. Cyere."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal at Austin street, in the city of Buffalo, and to provide for the payment thereof."

"An act for the appraisal of damages to William Brown Smith and Edward A. Powell."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. H. Smith, from said committee, reported in favor of the passage of said first mentioned bill, with amendments, and the title amended by changing the word "Cyere" to "Gere;" which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. H. Smith, from said committee, also reported in favor of the passage of said second and third mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Bennett offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 268, entitled "An act to authorize the Brooklyn City Railroad Company to extend their roads on and along Green and Gates avenues; also through Putnam and Macy avenues, in the city of Brooklyn," be referred to the next committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Weed moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

And at 9 o'clock the House adjourned.

FRIDAY, MARCH 6, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Van Dorn.

On motion of Mr. Melvin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act to amend 'An act to incorporate the United States Loan Company,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 20 }

Those who voted in the affirmative, were

Alberger
Barrow

Comstock
Coughlin

Lawrence
Leake

Scherman
Shattuck

Bassett	Daly	Lockwood	Sherwood
Beebe	Davis	Lynde	Simon
Bennett	Deane	McAfee	J. W. Smith
Berri	Denniston	McGroarty	C. S. Spencer
Biglin	Dickson	McQueen	Stacy
Blessing	Donahue	Melvin	Stover
Braman	Gregory	Morey	Sullivan
Brewer	Gurnee	Murray	Taylor
Brown	Healey	Oakley	Vedder
Bulkley	Holden	O'Callaghan	Waehner
Burritt	Houghton	Parry	Wagstaff
Cauldwell	Hussey	Patten	Weed
Chadwick	Kirk	G. Pope	C. B. Wood
Clark	Knapp	S. G. Pope	P. Woods
Cleary	Kshinka	Sanford	

Those who voted in the negative, were

Abeel	Farrar	Hiller	Ryan
Alvord	Fish	Hoag	Schifferdecker
Batcheller	Goss	Lincoln	H. Smith
Blumenthal	Hammond	E. Miller	Snyder
Bostwick	Hardy	Phillips	Townsend

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to extend the operation and effect of the act passed February 17, 1848, entitled "An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes."

"An act to authorize the board of education of the city of Ogdensburg to borrow money for school purposes."

"An act to extend the time for the collection of taxes in the town of Hunter, in the county of Greene."

"An act in relation to the compensation for the consumption of gas, and lighting and maintaining street lamps in such portion of the Twenty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county."

"An act to amend an act entitled 'An act in relation to lands of which parties die seized,' passed May 21, 1873."

"An act to amend an act entitled 'An act to incorporate the Union League Club of the city of New York, passed February 16, 1865,' and the act amendatory thereof, passed March 26, 1867."

"An act in relation to the enforcement of mortgages on boats navigating the canals of this State."

"An act to improve Fourth street, in the city of Brooklyn."

"An act for the relief of Amariah Holbrook."

"An act to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in this State,' and to amend chapter 327 of the Laws of 1873 amendatory thereof."

"An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1 of the town of West Farms, as the same was constituted prior to the first day of January, 1874."

"An act for the appraisal and payment of damages to the Union Coarse Salt Company, the Salt Springs Solar Coarse Salt Company, the Salina Solar Coarse Salt Company, the Cape Cod Coarse Salt Company, and the Salina Coarse and Fine Salt Company, and to R. N. and N. S. Gere."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal at Austin street, in the city of Buffalo, and to provide for the payment thereof."

"An act for the appraisal of damages to William Brown Smith and Edward A. Powell."

On motion of Mr. Lockwood, and by unanimous consent, the bill entitled "An act to extend the time for the collection of taxes in the town of Hunter, in the county of Greene," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Daly	Leake	Schifferdecker
Alberger	Davis	Lincoln	Shattuck
Alvord	Deane	Lynde	Sherwood
Barrow	Denniston	Manley	H. Smith
Bassett	Dickson	McAfee	Snyder
Batcheller	Farrar	McGroarty	C. S. Spencer
Beecher	Fish	McQueen	Stacy
Bennett	Foots	Melvin	Stover
Berri	Goss	E. Miller	Sullivan
Biglin	Gregory	W. Miller	Sunderlin
Blessing	Griffin	Murray	Taylor
Bostwick	Gurnee	Nice	Tewksbury
Braman	Hardy	Oakley	Townsend
Brewer	Hayes	O'Callaghan	Vedder
Bulkley	Hazleton	Parry	Waehner
Burritt	Hiller	Persons	Wagstaff
Carpenter	Holden	Petty	Weed
Cauldwell	Houghton	Philpot	West
Chadwick	Hussey	G. Pope	Whalen
Clark	Johnson	S. G. Pope	Wight
Cleary	Knapp	Sanford	Winfield
Comstock	Kshinka	Scherman	P. Woods
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Clark offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act extending the time in which the Canandaigua, Palmyra and Ontario Railway Company shall expend ten per cent of its capital in the construction of its road, and in

which to finish the same and to put it in operation," and that the bill do now have its third reading.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Colahan, and by unanimous consent, the Senate bill entitled "An act in relation to the Brooklyn Trust Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 18 }

Those who voted in the affirmative, were

Alberger	Comstock	Jones	Ryan
Allen	Coughlin	Knapp	Sanford
Alvord	Daly	Kshinka	Scherman
Bassett	Davis	Law	Sherwood
Beebe	Deane	Lawrence	Sloan
Bennett	Denniston	Leake	H. Smith
Berri	Dickson	McGroarty	G. W. Spencer
Biglin	Donahue	Melvin	Stacy
Blessing	Ely	E. Miller	Stover
Braman	Farrar	Morey	Sullivan
Bulkley	Gregory	Murray	Tewksbury
Burritt	Gurnee	O'Callaghan	Vedder
Carpenter	Hayes	Parry	Waehner
Cauldwell	Hazeltan	Patten	Wagstaff
Chadwick	Healey	Persons	West
Clark	Hoag	Petty	Whalen
Cleary	Holden	Phillips	Wight
Coffey	Houghton	G. Pope	P. Woods
Colahan	Johnson	S. G. Pope	

Those who voted in the negative, were

Abeel	Brown	Lincoln	J. W. Smith
Badger	Fish	Philpot	Snyder
Batcheller	Goss	Schifferdecker	Townsend
Bostwick	Hardy	Simon	Winfield
Brewer	Hussey		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act extending the time in which the Canandaigua, Palmyra and Ontario Railway Company shall expend ten per cent of its capital in the construction of its road, and in which to finish the same and to put it in operation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Schifferdecker
Alberger	Deane	Lynde	Shattuck
Alvord	Denniston	Manley	Sherwood
Badger	Dickson	McAfee	Simon
Bassett	Donahue	McGroarty	Sloan
Batcheller	Farrar	Melvin	H. Smith
Beebe	Fish	E. Miller	J. W. Smith
Bennett	Footé	Morey	Snyder
Berrj	Goss	Nice	Stacy
Biglin	Gregory	Oakley	Stover
Blessing	Gurnee	O'Callaghan	Sullivan
Bostwick	Hardy	Parry	Sunderlin
Braman	Hazelton	Patten	Tewksbury
Brown	Healey	Persons	Townsend
Burritt	Hiller	Philpot	Vedder
Cauldwell	Hussey	G. Pope	Waehner
Chadwick	Johnson	Prince	Wagstaff
Clark	Jones	Ryan	West
Colahan	Kshinka	Sanford	Whalen
Comstock	Leake	Scherman	Wight

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Farrar offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the protection of fish in Queechy lake, in Canaan, Columbia county," and that it now have its third reading.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Johnson	Scherman
Alberger	Coughlin	Kshinka	Schifferdecker
Alvord	Daly	Landfield	Shattuck
Badger	Davis	Lawrence	Sherwood
Bassett	Dickson	Lincoln	Simon
Beebe	Donahue	Lynde	H. Smith
Beecher	Farrar	Mackin	Snyder
Bennett	Fish	McAfee	C. S. Spencer

Berri	Foote	McGroarty	Stacy
Blessing	Goss	Melvin	Stover
Bostwick	Gregory	E. Miller	Sullivan
Braman	Grimm	Morey	Sunderlin
Brewer	Gurnee	Murray	Taylor
Brown	Hardy	O'Callaghan	Tewksbury
Burritt	Hayes	Parry	Townsend
Carpenter	Hazelton	Patten	Vedder
Cauldwell	Herrick	Persons	Waehner
Chadwick	Hiller	Philpot	Wagstaff
Clark	Holden	G. Pope	West
Cleary	Houghton	S. G. Pope	Whalen
Colahan	Hussey	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Holden moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to equalize representation in the board of supervisors of Warren county," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 62 }
{ NOES 37 }

Those who voted in the affirmative, were

Abeel	Cauldwell	McGroarty	Schifferdecker
Alberger	Chadwick	McQueen	Shattuck
Allen	Coffey	Melvin	Sherwood
Alvord	Colahan	Morey	Simon
Badger	Daly	Murray	Snyder
Bassett	Deane	Nice	C. S. Spencer
Batcheller	Denniston	Oakley	Sullivan
Beebe	Dickson	O'Callaghan	Sunderlin
Bennett	Donahue	Parry	Taylor
Berri	Ely	Patten	Waehner
Biglin	Farrar	Persons	Witbeck
Blessing	Healey	G. Pope	Wight
Blumenthal	Holden	S. G. Pope	Winfield
Braman	Khinka	Ryan	C. B. Wood
Brewer	Law	Scherman	P. Woods
Brown	McAfee		

Those who voted in the negative, were

Barrow	Hiller	Lockwood	J. W. Smith
Bulkley	Hoag	Lynde	G. W. Spencer
Burritt	Houghton	Manley	Stacy
Carpenter	Johnson	E. Miller	Stover
Cleary	Jones	Phillips	Tewksbury
Foote	Kirk	Philpot	Townsend

Goss	Knapp	Prince	Vedder
Gregory	Lawrence	Sanford	West
Hardy	Lincoln	H. Smith	Whalen
Hazelton			

The Senate returned the bill entitled as follows :

"An act to extend the time for the collection of taxes in the town of Hunter, in the county of Greene."

Ordered, That the Clerk deliver said bill to the Governor.

The bill entitled "An act for the relief of Thomas O'Brine," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Hoag	Sanford
Alberger	Colahan	Jones	Scherman
Alvord	Comstock	Knapp	Schifferdecker
Badger	Coughlin	Kshinka	Shattuck
Bassett	Daly	Lincoln	Sherwood
Batcheller	Deane	Lynde	Simon
Beebe	Denniston	McGroarty	Sloan
Beecher	Dickson	Melvin	H. Smith
Bennett	Donahue	E. Miller	J. W. Smith
Blessing	Farrar	Morey	Snyder
Blumenthal	Fish	Oakley	G. W. Spencer
Bostwick	Foote	O'Callaghan	Stacy
Braman	Goss	Parry	Stover
Brewer	Gregory	Persons	Sullivan
Brown	Hammond	Petty	Sunderlin
Bulkley	Hanrahan	Philpot	Taylor
Burritt	Hardy	G. Pope	Tewksbury
Carpenter	Hayes	S. G. Pope	Weed
Cauldwell	Hazelton	Quinn	West
Chadwick	Hiller	Ryan	Winfield
Clark			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act passed March 28, 1868, entitled 'An act to amend the charter of the National Travelers' Insurance Company; and also to amend an act entitled An act to authorize the National Travelers' Insurance Company to effect insurance upon the lives of individuals,' passed April 9, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 28 }
{ NOES 50 }

Those who voted in the affirmative, were

Abeel	Carpenter	Fish	Scherman
Alberger	Coffey	Lockwood	Simon
Barrow	Comstock	McGroarty	Sloan
Bennett	Deane	Melvin	C. S. Spencer
Biglin	Denniston	G. Pope	Sullivan
Bostwick	Donahue	Quinn	Taylor
Bulkley	Ely	Ryan	Wight

Those who voted in the negative, were

Alvord	Davis	Kshinka	Shattuck
Badger	Dickson	Lincoln	Sherwood
Bassett	Farrar	Lynde	H. Smith
Batcheller	Foote	E. Miller	J. W. Smith
Beebe	Goss	Murray	Snyder
Blumenthal	Hanrahan	Nice	G. W. Spencer
Braman	Hazelton	Parry	Stacy
Brewer	Healey	Patten	Sunderlin
Brown	Hoag	Persons	Tewksbury
Burritt	Hussey	Philpot	Townsend
Chadwick	Jones	Sanford	West
Coughlin	Kirk	Schifferdecker	Winfield
Daly	Knapp		

Mr. Colahan moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Sloan presented the following report:

To the Assembly of the State of New York:

The committee on privileges and elections, to whom was referred the memorial of John I. Furbeck, contestant, asking that an investigation be made in reference to his alleged right to the seat in the Assembly now occupied by Charles Simon as member of said body from the third district of Onondaga county, respectfully report that, on the 18th of February ultimo said committee appointed a sub-committee, consisting of Messrs. Sloan, Blumenthal and Leake, to hear the respective claims of the parties and to take testimony in reference thereto; that said sub-committee having designated Thursday, the 26th of February, following, to hear evidence in the case, and having subsequently, at the request of counsel representing said contestant, consented to a postponement of the time for said hearing to the 5th day of March instant, and counsel for said contestant having on that day given notice to the committee that no appearance would be made, the committee therefore recommend the adoption of the following resolution:

Resolved, That Charles Simon, now occupying the seat as member of Assembly from the third district of Onondaga county, is fully entitled

to the same, and that the committee on privileges and elections be discharged from the further consideration of the subject.

All of which is respectfully submitted.

Dated this 6th day of March, 1874.

C. P. VEDDER,
F. A. ALBERGER,
GEO. S. BATCHELLER,
STEPHEN J. COLAHAN,
Committee.

JOSEPH BLUMENTHAL,
GEO. B. SLOAN,
AUSTIN LEAKE,
Sub-committee.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

The bill entitled "An act in relation to certain assessments for sewers in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Sherwood
Alberger	Davis	Lynde	Simon
Allen	Deane	McAfee	Sloan
Alvord	Denniston	McGroarty	H. Smith
Barrow	Donahue	McQueen	J. W. Smith
Batcheller	Farrar	E. Miller	Snyder
Beecher	Fish	Morey	C. S. Spencer
Bennett	Foots	Murray	Sunderlin
Berri	Goss	Oakley	Taylor
Blessing	Gregory	O'Callaghan	Tewksbury
Bostwick	Hanrahan	Parry	Townsend
Braman	Hardy	Persons	Vedder
Brewer	Hazelton	Philpot	Waehner
Brown	Hoag	G. Pope	Wagstaff
Bulkley	Holden	S. G. Pope	Weed
Carpenter	Hussey	Ryan	Whalen
Cauldwell	Jones	Sanford	Winfield
Clark	Kirk	Scherman	C. B. Wood
Colahan	Knapp	Schifferdecker	P. Woods
Comstock	Leake	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the time for the organization of the Mutual Trust Institution of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Kirk	G. Pope
Alberger	Cleary	Knapp	Sanford
Alvord	Coffey	Lawrence	Scherman
Badger	Colahan	Leake	Schifferdecker
Bassett	Comstock	Lincoln	Sherwood
Beebe	Dickson	Lynde	Simon
Beecher	Donahue	Manley	H. Smith
Bennett	Ely	McAfee	Snyder
Berri	Farrar	McGroarty	C. S. Spencer
Biglin	Foote	Melvin	Sunderlin
Blumenthal	Goss	E. Miller	Taylor
Braman	Gregory	Morey	Townsend
Brewer	Hardy	Murray	Wagstaff
Bulkley	Hoag	Oakley	Weed
Burritt	Holden	Parry	Witbeck
Carpenter	Hussey	Persons	Winfield
Cauldwell	Johnson	Petty	P. Woods
Chadwick	Jones	Philpot	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act legalizing the conveyance of the trustees of joint school district No. 9, of the towns of Plattsburgh and Peru, Clinton county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Scherman
Alberger	Coughlin	Kirk	Schifferdecker
Alvord	Daly	Leake	Sherwood
Barrow	Denniston	Lincoln	H. Smith
Bassett	Dickson	Lynde	J. W. Smith
Batcheller	Donahue	Manley	Snyder
Beebe	Ely	McAfee	C. S. Spencer
Beecher	Farrar	McGroarty	G. W. Spenceer
Biglin	Fish	Melvin	Stover
Blessing	Foote	E. Miller	Sunderlin
Bordwell	Goss	W. Miller	Taylor
Bostwick	Gregory	Morey	Tewksbury
Braman	Hanrahan	Nice	Townsend
Brewer	Hardy	Oakley	Waehner
Brown	Hazelton	Parry	Weed
Burritt	Hiller	Persons	West

Carpenter	Hoag	Philpot	Whalen
Cauldwell	Holden	G. Pope	Witbeck
Chadwick	Hussey	S. G. Pope	Winfield
Clark	Johnson	Sanford	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release to Samuel McCracken the real estate of which Robert McCracken died seized, in the town of Lewiston, in the county of Niagara," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Sanford
Alberger	Daly	Knapp	Scherman
Allen	Davis	Kshinka	Shattuck
Alvord	Deane	Leake	Sherwood
Badger	Denniston	Lincoln	Simon
Bassett	Dickson	Lynde	Sloan
Batcheller	Donahue	McAfee	H. Smith
Beebe	Ely	McGroarty	J. W. Smith
Beecher	Farrar	McQueen	C. S. Spencer
Berri	Fish	Melvin	G. W. Spencer
Biglin	Foots	E. Miller	Stacy
Blessing	Goss	W. Miller	Stover
Blumenthal	Gregory	Morey	Sunderlin
Braman	Gurnee	Oakley	Taylor
Brewer	Hammond	Parry	Townsend
Brown	Hardy	Persons	Weed
Bulkley	Hazelton	Petty	West
Burritt	Hiller	Phillips	Whalen
Carpenter	Hoag	Philpot	Witbeck
Cauldwell	Holden	S. G. Pope	Wight
Clark	Hussey	Prince	Winfield
Cleary	Jones	Ryan	Worth
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable Maria Pauss, widow of Frederick Pauss, to take and hold real estate, and to release to her the interest and title to land escheated to the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 97 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Sanford
Alberger	Coughlin	Knapp	Scherman

Allen	Daly	Kshinka	Schifferdecker
Alvord	Deane	Lawrence	Shattuck
Badger	Denniston	Leake	Sherwood
Bassett	Dickson	Lincoln	Simon
Batcheller	Donahue	Lynde	Sloan
Beebe	Ely	Manley	H. Smith
Beecher	Farrar	McAfee	J. W. Smith
Bennett	Fish	McGroarty	C. S. Spencer
Berri	Foots	McQueen	Stephens
Biglin	Goss	Melvin	Sullivan
Blessing	Gregory	E. Miller	Sunderlin
Blumenthal	Gurnee	W. Miller	Taylor
Bordwell	Hardy	Morey	Tewksbury
Bostwick	Hayes	Nice	Townsend
Brewer	Hazelton	Oakley	Wachner
Brown	Herrick	Parry	Wagstaff
Burritt	Hiller	Patten	Weed
Carpenter	Hoag	Persons	West
Cauldwell	Holden	Phillips	Whalen
Clark	Hussey	Philpot	Witbeck
Cleary	Johnson	Prince	Winfield
Coffey	Jones	Quinn	P. Woods
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Maritime Association of the port of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 16 }

Those who voted in the affirmative, were

Abeel	Comstock	Hussey	Persons
Alberger	Coughlin	Johnson	Petty
Allen	Daly	Jones	Philpot
Alvord	Davis	Kirk	G. Pope
Badger	Deane	Landfield	Scherman
Barrow	Denniston	Lawrence	Schifferdecker
Bassett	Dickson	Lynde	Simon
Beebe	Donahue	Manley	Sloan
Beecher	Ely	McAfee	Snyder
Berri	Farrar	McGroarty	C. S. Spencer
Biglin	Goss	McQueen	Stephens
Blessing	Gregory	Melvin	Stover
Braman	Gurnee	E. Miller	Sullivan
Brewer	Hanrahan	Morey	Taylor
Brown	Hayes	Murray	Tewksbury
Bulkley	Hazelton	Oakley	West
Carpenter	Herrick	O'Callaghan	Witbeck
Cauldwell	Hiller	Parry	Wight

Clark
ColahanHoag
Holden

Patten

C. B. Wood

Those who voted in the negative, were

Batcheller
Burritt
Fish
FooteHardy
Knapp
Leake
LincolnW. Miller
Phillips
Prince
RyanSanford
Shattuck
Stacy
Vedder

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and countries," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel
Alberger
Allen
Alvord
Bassett
Beecher
Bennett
Berri
Blessing
Blumenthal
Braman
Brewer
Bulkley
Burritt
Carpenter
Cauldwell
ClarkCleary
Colahan
Comstock
Daly
Denniston
Dickson
Ely
Farrar
Fish
Foote
Goss
Hayes
Hazelton
Johnson
Knapp
Kshinka
LeakeLincoln
McAfee
McGroarty
McQueen
E. Miller
Morey
Murray
Oakley
O'Callaghan
Parry
Patten
Persons
Petty
Philpot
G. Pope
Sanford
SchermanSchifferdecker
Sherwood
Simon
Sloan
H. Smith
Snyder
C. S. Spencer
Stephens
Sullivan
Taylor
Tewksbury
Vedder
Waehner
Wagstaff
Weed
Whalen
Witbeck

Those who voted in the negative, were

Deane

Ryan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Alvord moved to reconsider the vote by which the bill entitled "An act to incorporate the Maritime Association of the port of New York," was passed, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in

said village," with a message that they concur in the passage of the same, with the following amendments:

Strike out sections 3 and 4 of engrossed bill.

Section 6, strike out all in lines 1, 2, 3 and 4, and also the word "and" in line 5.

Make section 5 section 3, and alter following sections to correspond.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Kshinka	Scherman
Allen	Daly	Landfield	Schifferdecker
Alvord	Davis	Lawrence	Shattuck
Badger	Denniston	Lincoln	Sherwood
Barrow	Dickson	Lockwood	Simon
Batcheller	Ely	Lynde	Sloan
Beecher	Farrar	Manley	H. Smith
Bennett	Fish	McAfee	J. W. Smith
Biglin	Footo	McGroarty	Snyder
Blessing	Goss	Melvin	Speaker
Blumenthal	Gregory	E. Miller	C. S. Spencer
Bostwick	Gurnee	W. Miller	Stephens
Brewer	Hanrahan	Morey	Stover
Brown	Hardy	Murray	Sullivan
Burritt	Hayes	Oakley	Taylor
Cauldwell	Hazelton	O'Callaghan	Tewksbury
Chadwick	Hoag	Persons	Townsend
Clark	Holden	Petty	Vedder
Cleary	Houghton	Philpot	Wagstaff
Coffey	Hussey	G. Pope	Witbeck
Colahan	Johnson	Prince	Wight
Comstock	Knapp	Sanford	Winfield

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The bill entitled "An act to amend an act entitled 'An act in relation to the city court of Yonkers,' passed March 8, 1873," being announced for a third reading,

On motion of Mr. Cauldwell, and by unanimous consent, said bill was amended as follows:

Amend 8d line of section 1 by inserting the words "so as" after the word "amended."

Amend 15th line of section 2 by inserting the word "or" after the word "Yonkers."

Amend 29th line of same section by inserting the words "of the judgment debtor" after the word "property."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Kshinka	Scherman
Alberger	Deane	Lawrence	Schifferdecker
Allen	Denniston	Leake	Shattuck
Alvord	Dickson	Lincoln	Sherwood
Badger	Donahue	Lynde	Simon
Bassett	Ely	Manley	Sloan
Beecher	Farrar	McAfee	H. Smith
Bennett	Fish	McGroarty	J. W. Smith
Berri	Foote	McQueen	Speaker
Biglin	Goss	E. Miller	G. W. Spencer
Blumenthal	Gregory	W. Miller	Stacy
Bostwick	Gurnee	Morey	Stover
Braman	Hanrahan	Murray	Sullivan
Brewer	Hardy	Oakley	Sunderlin
Bulkley	Hazeltan	O'Callaghan	Taylor
Burritt	Hiller	Parry	Tewksbury
Carpenter	Hoag	Persons	Townsend
Cauldwell	Holden	Petty	Vedder
Chadwick	Houghton	Phillips	Whalen
Clark	Hussey	G. Pope	Witbeck
Cleary	Jones	S. G. Pope	Wight
Comstock	Kirk	Ryan	Winfield
Daly	Knapp	Sanford	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act establishing a ferry from the farm of Clark P. Ives, of the county of Essex, across Lake Champlain," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Scherman
Alberger	Daly	Knapp	Schifferdecker
Alvord	Davis	Kshinka	Sherwood
Badger	Donahue	Lawrence	Sloan
Barrow	Ely	Leake	H. Smith
Bassett	Farrar	Lynde	Snyder
Batcheller	Foote	McAfee	C. S. Spencer
Beecher	Goss	McGroarty	G. W. Spencer

Bennett	Gregory	McQueen	Stephens
Berri	Gurnee	E. Miller	Sullivan
Biglin	Hanrahan	Morey	Sunderlin
Blessing	Hazelton	Murray	Taylor
Braman	Healey	Oakley	Tewksbury
Bulkley	Hoag	O'Callaghan	Townsend
Burritt	Holden	Parry	Vedder
Cauldwell	Houghton	Petty	Wagstaff
Chadwick	Hussey	G. Pope	Witbeck
Cleary	Johnson	Prince	C. B. Wood
Coffey	Jones	Sanford	P. Woods
Colahan			

Those who voted in the negative, were

Blumenthal Lincoln

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Alvord moved to lay the pending order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Pope introduced a bill entitled "An act repealing chapter 227 of the Laws of 1872, so far as the same affects lands in the town of Newcomb, Essex county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Badger introduced a bill entitled "An act to repeal chapter 90 of the Laws of 1869, entitled 'An act to provide for the improvement of the navigation of the Rackett river and of the hydraulic power thereon, and to check freshets therein,' passed April 2, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Berri introduced a bill entitled "An act to create and establish municipal and civil districts and courts of special sessions of the peace in the city of Brooklyn, and to provide for the appointment or election of the judges thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Biglin introduced a bill entitled "An act to provide for the transmission of letters, parcels, packages, mails, messages, merchandise and property between the city of New York and the villages, towns and cities in the vicinity thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to incorporate the Orinoco Steam Navigation Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Wagstaff introduced a bill entitled "An act to open the College of the City of New York to all male persons who shall pass preliminary examinations for admission therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. P. Woods introduced a bill entitled "An act to amend chapter 335 of the Laws of 1873, entitled 'An act to re-organize the local government of the city of New York,' passed April 30, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Murray introduced a bill entitled "An act to incorporate the Quick Transit Palace Coach Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Leake introduced a bill entitled "An act relative to savings banks and institutions for savings in the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Waehner introduced a bill entitled "An act to incorporate the East Side Butchers' Association," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Blumenthal introduced a bill entitled "An act in relation to the estimates and appropriations for the support of the government of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to the estimates and appropriations for the support of the government of the county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Bulkley introduced a bill entitled "An act to define the duties of officers of the several towns of the State of New York, also the several judges and justices of the State in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Johnson introduced a bill entitled "An act to amend the several acts incorporating the village of Oswego Falls," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Prince introduced a bill entitled "An act to extend the time for the completion of the railroad of North Shore Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Stephens introduced a bill entitled "An act to authorize the village of New Brighton to borrow money and to issue corporate bonds for the construction and improvement of the streets in the said village, and to make and file a map thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act to incorporate the Concordia Relief Society," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act for the relief of the policyholders of the Eclectic Life Insurance Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. McQueen introduced a bill entitled "An act to amend section 9

of an act entitled "An act in relation to proceedings in surrogates' courts, and to the fees of surrogates and the compensation of executors and administrators, and to clerks of surrogates," passed May 2, 1863," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Shattuck introduced a bill entitled "An act in relation to the support of the poor of the county of Steuben," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Landfield introduced a bill entitled "An act to provide for the supplying the village of Owego, in the county of Tioga, with water," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Bostwick introduced a bill entitled "An act to provide for the establishment of a system of graded schools in the village of Ithaca," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Cauldwell introduced a bill entitled "An act to amend an act entitled 'An act to provide for a supply of water in the city of Yonkers,' passed February 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend an act entitled 'An act exempting from taxation real estate owned by the House of Rest for Consumptives,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to authorize the Westchester Villa Company to increase its capital stock," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Gurnee introduced a bill entitled "An act authorizing the commissioners of highways in the town of Galen, in Wayne county, to restore the records of highways of said town of Galen, lost by fire or otherwise," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Wight introduced a bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of this State,' passed April 12, 1848," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend an act entitled 'An act in relation to jurors in the city and county of New York,' passed May 2, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. G. W. Spencer introduced a bill entitled "An act in relation to catching fish in Seneca and Cayuga lakes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, the bill entitled "An act to amend section 1 of title 1 of the act to amend and consolidate the several acts in relation to the charter of the village of Penn Yan, as to extend and enlarge the corporate limits of said village, also to make applicable to the whole of the territory

hereinafter described, section 10 of title 5 of said village charter," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Griffin introduced a bill entitled "An act to protect the health of female operatives and working women," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. Brewer introduced a bill entitled "An act to amend chapter 767 of the Laws of 1872, relating to salaries of county judges and surrogates," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend an act entitled 'An act to amend chapter 281 of the Laws of 1855, entitled An act declaring a part of the Big Brokenstraw creek a public highway, passed May 14, 1845,' passed May 1, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on way and means.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act further to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties of this State,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Batcheller said bill was ordered printed as reported.

Mr. C. S. Spencer, from the committee on ways and means, to which was referred the bill entitled "An act providing for payment to the Forty-seventh Regiment, National Guard of the State of New York, of moneys due them from the State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act passed May 29, 1873, entitled 'An act to amend an act entitled An act to repeal chapter 410, passed April 14, 1860, and chapter 303, passed April 17, 1861, and to divide the crime of murder into two degrees, and to prescribe the punishment of arson, passed April 12, 1862; and also to define under certain circumstances the words "premeditated design" as used in subdivision 1 of section 5 of title 1 of chapter 1, of part 4 of the Revised Statutes, and as used in the act above described as passed April 12, 1862, and being chapter 197 of the Laws of 1862," reported in favor of the passage of the same, with the title amended so as to read "An act in relation to trials for murder," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act in relation to the service of process and attendance upon the courts held in and for the county of Schenectady," reported in favor of the passage of the same, with the title amended so as to read, "An act to repeal section 20 of chapter 229 of the Laws of 1870, entitled 'An act to organize and establish a police for the city of Schenectady,'" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to

the keeping open of certain public offices in the county of Kings,' passed June 28, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes, reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act further to amend chapter 577 of the Laws of 1873, entitled 'An act to amend an act entitled 'An act to amend an act entitled an act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes,' passed April 23, 1870,' and to authorize the closing of certain public offices," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to amend chapter 11, part 1, title 3, article 3, section 31 of the Revised Statutes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act releasing to Gertrude Thoile the interest of the people of the State of New York in and to certain lands in the city of Buffalo, Erie county, N. Y.," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to establish the superior court of Rochester," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was recommended the bill entitled "An act in relation to the collection of taxes in the city and county of New York, and amending chapter 121 of the Laws of 1850, and amending chapter 312 of the Laws of 1859, in relation to the equalization of taxes among the several counties in this State," reported in favor of the passage of the same, which report was agreed to, and said bill recommitted to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act relative to sales of real estate," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for the examination of the accounts of the county treasurers in relation to trust funds," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to equalize in the city and county of New York assessments for taxation upon the capital stock of corporations therein taxable," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to provide for a record of all trust funds deposited with county treasurers," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to relieve our courts of vexatious suits and protect peaceable citizens from being subjected to unjust costs in consequence of such suits," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the water commissioners of the city of Poughkeepsie to acquire title for said city and the people thereof to the lands covered by the Fallkill creek as the same now flows, and of the walls protecting the same, and of adjacent and other lands necessary for sewers or for the execution of the plans of said commissioners for supplying said city with water and a system of sewerage, and for ways, avenues and means of access to approach and regulate said creek walls, sewers and improvements made or to be made by said water commissioners in supplying said city with water, and in making, protecting and completing a system of sewerage for said city, and to compensate the owners of said lands, and to assess and tax the benefits upon any lands benefited by the work done, and improvements made or hereafter made in or along said Fallkill creek, and for the collection of said taxes and assessments," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill entitled "An act to close the offices of the sheriff, of the county clerk and of the register of the city of New York, on certain holidays," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend article 2 of title 10 of chapter 8, part 3 of the Revised Statutes, relating to summary proceedings to recover the possession of land," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act concerning the proof of wills, executors and administrators, guardians and wards and surrogates' courts," passed May 16th, 1837," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to authorize the district attorney of Livingston county to discharge the duties of surrogate of said county during the inability of the county judge and surrogate thereof on account of sickness," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Morey, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Coffey	Hussey	Sanford
Alberger	Colahan	Johnson	Scherman
Allen	Comstock	Kirk	Schifferdecker
Alvord	Daly	Knapp	Shattuck
Badger	Davis	Landfield	Sherwood
Barrow	Deane	Leake	Simon
Bassett	Denniston	Lincoln	Sloan
Batcheller	Dickson	Lynde	Snyder
Beecher	Donahue	Manley	Speaker
Bennett	Farrar	McAfee	C. S. Spencer
Berri	Fish	McGroarty	G. W. Spencer
Biglin	Goss	McQueen	Stacy
Blessing	Gregory	E. Miller	Sullivan
Blumenthal	Griffin	W. Miller	Wagstaff
Braman	Gurnee	Morey	Weed
Brewer	Hanrahan	Oakley	West
Brown	Hayes	Parry	Wight
Bulkley	Hazeltan	Persons	Winfield
Burritt	Hoag	Phillips	C. B. Wood
Carpenter	Holden	Philpot	P. Woods
Chadwick	Houghton	Ryan	

For the negative,

Prince

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the act entitled 'An act in relation to the fees of the sheriff of the city and county of New York, and to the fees of referees in sales in partition cases,' passed May 4, 1869," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to incorporate the Manhattan Club," reported adversely thereto, which report was agreed to.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in the passage of the same.

On motion of Mr. Prince,

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act to provide for the adjustment of certain claims against the city and county of New York," and that the same be referred to the committee on affairs of cities.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,' passed April 13, 1871," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to provide for a lease of land to the Samaritan Home for the Aged People of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to authorize the city of Elmira to purchase lands for cemetery purposes, and to issue the bonds of the city in payment thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the city of Rochester,' and the several acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the city of Lockport,' passed April 11, 1865, and the several acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to repeal chapter 429 of the Laws of 1873, entitled 'An act in relation to armories in the county of New York,' passed May 7, 1873," reported adversely thereto, which report was agreed to.

Mr. Fish, from the committee on affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the city of Newburgh,' passed April 22, 1865, and to the several acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Sloan, from the committee on canals, to which was referred the bill entitled "An act for the relief of Orrin Harris, by conferring jurisdiction on the Canal Appraisers," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Sloan, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Erie canal at Maryland street, in the city of Buffalo, and to provide for the payment thereof," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill entitled "An act to regulate the passenger fare on the Syracuse Northern railroad," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Lincoln,

Resolved, That the committee on railroads be discharged from the further consideration of the bill entitled "An act granting to the commissioners of highways of the town of Southport, in Chemung county,

the power to apply a portion of the highway tax of said town in dyking and controlling Seely creek," and that the same be referred to the committee on roads and bridges.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill entitled "An act of the Legislature to incorporate Highland Fire Engine Company No. 1, of the village of Canterbury, in the town of Cornwall, Orange county, State of New York," reported adversely thereto, which report was agreed to.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Home for Christian Care," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for the erection of buildings,' passed April 5, 1853," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bulkley, from the committee on public health, to which was referred the Senate bill entitled "An act to regulate the sale of poisons, and to repeal chapter 442 of Laws of 1860, and chapter 273 of the Laws of 1862," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill entitled "An act to authorize the State Superintendent of Public Instruction to direct a portion of the library moneys of the school districts of the State to the purchase of Dr. F. A. Johnson's Indestructible School Charts, Nos. 1 to 10 inclusive," reported adversely thereto, which report was agreed to.

Mr. C. S. Spencer, from the committee on the militia, to which was referred the bill entitled "An act for the promotion of rifle practice in the National Guard," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Griffin presented two petitions of citizens of Delaware county, authorizing board of supervisors to regulate public printing; which were read and referred to the committee on public printing.

Messrs. Alvord, Denniston, Landfield and Sanford presented petitions of citizens and others, in favor of compulsory education; which were read and referred to the committee of the whole.

Messrs. G. W. Spencer, Morey and Hazelton presented petitions of citizens in favor of a pro rata freight bill; which were read and referred to the committee on railroads.

Messrs. Allen, Melvin, Colahan, Berri and McGroarty presented petitions of citizens of the county of Kings, in favor of submitting to the

people the question of annexation; which were read and referred to the committee on affairs of cities.

Messrs. S. G. Pope, Batcheller and O'Callaghan presented petitions of tax payers, in favor of exempting bonds and mortgages from taxation; which were read and referred to the committee on ways and means.

Mr. Petty presented a petition of the citizens of Suffolk county, asking for the passage of an act to protect the planting of oysters in the Great South Bay; which was read and referred to the committee on internal affairs.

Also, a remonstrance of citizens of Suffolk county, against any amendment of the game laws; which was read and referred to the committee on internal affairs.

Mr. Melvin presented a petition for the grading and paving of Sackett, Degraw and Butler streets; which was read and referred to the committee on affairs of cities.

Mr. Hazelton presented a petition of citizens of Seneca county, asking for an act to abolish the office of railroad commissioners in that county; which was read and referred to the committee on railroads.

Mr. Denniston presented a remonstrance of citizens of Orange county, against repeal of an act in relation to Newburgh and Cohecton turnpike; which was read and referred to the committee on roads and bridges.

Mr. Townsend presented a petition of citizens of Genesee county, in favor of an appropriation to academies in this State; which was read and referred to the committee of the whole.

Also, a petition of citizens in favor of taxing the New York and Oswego Midland Railroad; which was read and referred to the committee of the whole.

Mr. Kshinka presented a petition of George Atkinson praying for relief for injuries received while at work at the new Capitol building; which was read and referred to the committee on ways and means.

Mr. Gurnee presented a petition of citizens of Wayne county, asking for an appropriation to construct a ditch on the line of the Erie canal; which was read and referred to the committee on canals.

Mr. Goss presented a remonstrance of citizens of the town of North Greenbush, against the incorporating of Bath-on-the-Hudson; which was read and referred to the committee of the whole.

By unanimous consent, Mr. S. G. Pope introduced a bill entitled "An act to authorize the town of Oswegatchie to raise money to build a bridge over the Oswegatchie river above the mill-dam in the city of Ogdensburg, appointing commissioners for the purpose, and providing means for payment," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Phillips raised the point of order that, on a previous day, the resolution offered by him was taken from the table relative to sessions to be held on Saturdays and Mondays on alternate weeks, and the question was only taken on the amendment offered by him, which was lost, and no question was taken on the original resolution, which would now be to the effect that this House would adjourn to-day at 1½ o'clock until Monday evening next, and would hold sessions on the following Saturday and Monday at 11 o'clock, and would adjourn on each alternate Friday and meet on Saturdays and Mondays of alternate weeks.

Mr. P. Woods called for a division of the question.

Mr. Speaker put the question whether the House would agree to that portion of said resolution to adjourn from to-day, until Monday evening at 7½ o'clock, and it was determined in the affirmative.

{ AYES 68 }
{ NOES 30 }

Those who voted in the affirmative, were

Abeel	Denniston	Lawrence	J. W. Smith
Allen	Donahue	Manley	Snyder
Badger	Ely	McAfee	C. S. Spencer
Bennett	Farrar	McGroarty	Stephens
Berri	Foote	McQueen	Sullivan
Biglin	Griffin	Melvin	Taylor
Blessing	Gurnee	E. Miller	Tewksbury
Burritt	Hanrahan	W. Miller	Townsend
Cauldwell	Hayes	Murray	Waehner
Cleary	Hazelton	Nice	Wagstaff
Coffey	Hiller	Oakley	Weed
Colahan	Hoag	O'Callaghan	West
Comstock	Houghton	Patten	Witbeck
Coughlin	Johnson	Petty	Wight
Daly	Kirk	Ryan	Winfield
Davis	Knapp	Simon	C. B. Wood
Deane	Kshinka	Sloan	P. Woods

Those who voted in the negative, were

Alberger	Brewer	Landfield	Prince
Alvord	Dickson	Lincoln	Sanford
Barrow	Fish	Lynde	Schifferdecker
Bassett	Goss	Morey	Sherwood
Batcheller	Gregory	Parry	G. W. Spencer
Blumenthal	Holden	Phillips	Stacy
Bostwick	Hussey	S. G. Pope	Vedder
Braman	Jones		

Mr. Speaker then put the question whether the House would agree to that portion of the resolution providing for sessions to be held on each alternate Saturday and Monday, at 11 o'clock, and it was determined in the negative.

{ AYES 40 }
{ NOES 58 }

Those who voted in the affirmative, were

Alberger	Davis	Hussey	Prince
Alvord	Dickson	Jones	Sanford
Badger	Ely	Knapp	Schifferdecker
Barrow	Fish	Landfield	Sherwood
Bassett	Foote	Lincoln	Sloan
Berri	Gregory	Lynde	Speaker
Bostwick	Hanrahan	Parry	C. S. Spencer
Braman	Hazelton	Petty	Stacy
Brewer	Hiller	Phillips	Sunderlin
Burritt	Holden	S. G. Pope	Vedder

Those who voted in the negative, were

Abeel	Denniston	McGroarty	Snyder
Allen	Donahue	McQueen	G. W. Spencer
Batcheller	Farrar	Melvin	Stephens
Bennett	Griffin	E. Miller	Sullivan
Biglin	Gurnee	W. Miller	Taylor
Blessing	Hayes	Morey	Tewksbury
Blumenthal	Hoag	Murray	Townsend
Cauldwell	Houghton	Nice	Waehner
Cleary	Johnson	Oakley	Wagstaff
Coffey	Kirk	O'Callaghan	West
Colahan	Kshinka	Patten	Wight
Comstock	Law	Ryan	Winfield
Coughlin	Lawrence	Shattuck	C. B. Wood
Daly	Manley	Simon	P. Woods
Deane	McAfee		

Leave of absence was granted to Mr. H. Smith until Tuesday next.

On motion of Mr. Oakley, at 1 o'clock and 45 minutes, the House adjourned.

MONDAY, MARCH 9, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Waterman.

On motion of Mr. Alvord, and by unanimous consent, the reading of the journal of Friday was dispensed with.

The Senate returned the resolution in the words following :

Whereas, The representatives of the Oneida Nation of Indians claim that there is due to said nation sums of money for lands under the several treaties with said nation ; now, therefore,

Resolved (if the Senate concur), That His Excellency the Governor be and he hereby is requested to appoint some suitable and proper person to act in connection with a person to be named by said Indians to examine and report to His Excellency whether any, and if so, what sums equitably and justly due yet remain unpaid to said Indians from the people of this State.

With a message that they concur in the passage of the same, with the following amendments :

"Whereas, The representatives of the Oneida Nation of Indians claim that there is due to said nation divers sums of money for lands and leases stipulated under the several treaties with said nation ; now, therefore,

"Resolved (if the Senate concur), That His Excellency the Governor be and he is requested to appoint two suitable and proper persons to examine and report to His Excellency during the present session of the Legislature the facts in relation to such claims."

Mr. Speaker put the question whether the House would agree to concur in said amendments, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have concurred in their amendments.

Mr. Sunderlin introduced a bill entitled "An act to repeal so much of chapter 817, Session Laws of 1866, and of chapter 796 of Session Laws of 1868, and of chapter 227 of Session Laws of 1872, as may exempt townships No. 35, 36, 40 and 41 of Totten Crossfield's purchase from any of the provisions with regard to highway taxes of said townships, together with the highway taxes of townships No. 5 and 39 of same purchase, to the uses and reconstruction of the Carthage road from Long lake to Beach's lake, now called Lake Brandreth, in Hamilton county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Burritt introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the United States Trust Company of New York,' passed April 12, 1853, and the act amendatory thereof, passed March 31, 1863," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Alvord introduced a bill entitled "An act to authorize the mayor and common council of the city of Syracuse to appropriate moneys for the setting up and furnishing the State armory in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend act chapter 276 of the Laws of 1864, entitled 'An act in relation to the sale, use and disposition of butts, hogsheads, barrels, casks or kegs used by the manufacturers of malt liquors,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Also, a bill entitled "An act respecting certain process," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Prince introduced a bill entitled "An act authorizing school commissioners' districts to form township school districts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Cleary introduced a bill entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river, at the city of Troy,' passed April 23, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Gregory introduced a bill entitled "An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the corporation of said village,' passed April 3, 1860," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill entitled "An act relative to one of the justices of the peace in the county of Schuyler, designated and elected to hold courts of sessions in said county at the general election held on the 4th day of November, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bennett introduced a bill entitled "An act to provide for the speedy construction of the bridge of the New York Bridge Company,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act entitled 'An act to amend the Code of Procedure,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend an act entitled 'An act in reference to the summoning of jurors in the county of Kings, and fixing the compensation of the sheriff therefor,' passed April 1, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Secretary of the Governor appeared in the Assembly chamber, and presented a communication from His Excellency, in the words following:

STATE OF NEW YORK:

EXECUTIVE CHAMBER,
ALBANY, March 9, 1874. }

To the Legislature:

I avail myself of the earliest moment to announce to you the death of the Hon. Millard Fillmore, at his residence in Buffalo.

The prominent part which he bore in the affairs of the State and the Union, the ability and integrity with which he executed the various official trusts confided to him by his fellow citizens, his faithful administration of the highest office in the gift of the American people, and the purity of character by which he was distinguished throughout a long, conspicuous and useful career, constitute a claim to the public respect to which I do not doubt you will be glad to give expression. It is gratifying to us, as citizens of his native State, to be able to add, that few men have passed through so many political vicissitudes as free from offense, and few lives have been characterized, from the beginning to their close, with such consistent calmness.

JOHN A. DIX.

Mr. Alberger moved that a committee of five be appointed to draft resolutions expressive of the sentiments of the Assembly relative to the deceased.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Alberger, Prince, Alvord, Weed and Beebe.

Mr. Wagstaff introduced a bill entitled "An act conferring certain process on 'The Children's Fold,' of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Vedder introduced a bill entitled "An act to repeal chapter 204 of the Laws of 1821, entitled 'An act respecting intrusions on Indian lands,' passed March 31, 1821," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to repeal chapter 91 of the Laws of 1813, entitled 'An act to prevent trespasses on Indian lands within this State,' passed April 2, 1813," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Goss called from the table the report of the sub-committee of the whole, in the words following:

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 175, printed No. 163, entitled "An act to legalize and confirm a sale of real estate by the supervisor and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns," reported in favor of the passage of the same, with amendments, as follows:

Section 1, strike out the word "whereas," and insert the words "the resolution adopted." Strike out all of the first section after the word "stands," in line 1, and all of section 2 down to and including the word "aforesaid," and make the balance of section 2 a part of section 1.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 232, printed No. 214, entitled "An act to prevent encroachments and obstructions to the navigation of the water-front of the city of Yonkers, and to authorize their removal and sale," reported in favor of the passage of the same with an amendment, as follows:

Section 1, line 7, strike out the word "ten" and insert the word "three."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 203, printed No. 187, entitled "An act to incorporate the fire department of the village of Saugerties," reported in favor of the passage of the same with the following amendments:

Section 1, line 2, after the word "the," first occurring, insert the words "benevolent association of the." Same amendment in title.

Mr. W. Miller, from the sub-committee of the whole, to whom was referred the Assembly bill, G. O. 258, printed No. 245, entitled "An act to provide, in the city of Brooklyn, an ambulance service for the conveyance of sick and injured persons," reported in favor of the passage of the same, with the following amendments:

Section 1, line 4, after the word "shall" insert the words "have or." Section 4, line 2, strike out the word "eight" and insert the word "six."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 204, printed No. 188, entitled "An act in relation to Second avenue in the town of New Utrecht," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 205, printed No. 189, entitled "An act to ratify and confirm the proceedings to incorporate the religious society known as 'The Rector, Churchwardens and Vestrymen of the Church of the Heavenly Rest,' in the city and county of New York, and to legalize and confirm its acts," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 279, printed No. 50, entitled "An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the superintendents of the poor therein to the office of the commissioners of charities of the county of Kings,' passed April 14, 1871," reported in favor of the passage of the same.

Mr. E. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 176, printed No. 164, entitled "An act to authorize the trustees of Bay Side Cemetery Association of the town of Potsdam to purchase and convey land formerly owned by Liberty Knowles, situated in the village and town of Potsdam, St. Lawrence county and State of New York, and also other lands owned by Noble S. Elderken, situated in said village, and to remove the remains of bodies now interred therein," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 277, printed No. 262, entitled "An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same, and to provide for the payment thereof, and to remove the county clerk's office in said county to such building," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 215, printed No. 198, entitled "An act to amend chapter 692 of the Laws of 1866, in relation to fees of justices of the peace and other officers," reported in favor of the passage of the same with amendment.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 270, printed No. 255, entitled "An act to amend an act to incorporate the village of Phoenix, in the county of Oswego," reported in favor of the passage of the same with the following amendment:

Section 1, line 36, after the word "personally," insert the words "and by leaving the same at his residence, if he resides in said village." Lines 43 and 47, strike out the words "twelve months," and insert the words "two years." Line 54, after the word "clerk," insert the words "and an affidavit of the service of such notice shall be made by the person who served the same," and make "affidavit" "affidavits."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

Mr. Stover presented several petitions for the repeal of chapter 525 of the Laws of 1873, which attempts to charge the present tax payers of the county of Montgomery with taxation which the national banks and the stockholders thereof in that county voluntarily paid years ago, now seek to have re-imburshed; which were read and referred to the committee on the judiciary.

Messrs. Philpot, Carpenter and Tewksbury presented petitions of citizens in favor of taxing the New York and Oswego and Midland Railroad; which were read and referred to the committee on railroads.

Messrs. Morey and S. G. Pope presented petitions of citizens, for the passage of an act for compulsory education; which were read and referred to the committee on public education.

Mr. Alberger presented two petitions of citizens, praying that bonds and mortgages be exempt from taxation; which was read and referred to the committee on ways and means.

Mr. Speaker presented a petition in favor of the Tarrytown water-works; which was read and referred to the committee on internal affairs.

Mr. Burritt presented a remonstrance against change of name of the

Monroe County Agricultural Society ; which was read and referred to the committee on the judiciary.

Also, a petition of citizens of the town of Greece opposed to city extension ; which was read and referred to the committee on affairs of cities.

Mr. Alberger presented a petition of I. G. Case in reference to canals ; which was read and referred to the committee on canals.

Mr. Hammond presented three several petitions of citizens of the village of Geneva, praying for the repeal of a portion of the village charter relating to bridges. Also, a remonstrance on the same subject ; which were read and referred to the committee on affairs of villages.

By unanimous consent Mr. Alberger introduced a bill entitled "An act to release the title and interest of the people of this State in the real estate in this State of which Mary Ann Riley, late of the city of Buffalo, died seized or had an interest in at the time of her death," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

By unanimous consent, Mr. Brewer offered for the consideration of the House a resolution, in the words following :

Resolved, That 1,000 copies of the State Assessors report, Senate document No. 23, be printed for general distribution.

Ordered, That said resolution be referred to the committee on public printing.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution :

Resolved (if the Assembly concur), That a committee of three be appointed by the President of the Senate, and of five by the Speaker of the Assembly, to attend the funeral of ex-President Millard Fillmore.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Batcheller, C. S. Spencer, Fish, Melvin and Hanrahan.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Leake offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That there be furnished to each member, officer and reporter of this Legislature, one hundred copies of the State Manual or Red Book for 1874.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Prince offered for the consideration of the House a resolution, in the words following :

Whereas, The boundary line between the States of New York and Connecticut, through Long Island sound, has never been settled and established ; and,

Whereas, The State of Connecticut has passed laws giving to the citizens of that State certain exclusive rights relative to oyster beds in Long Island sound, claimed to be within her jurisdiction, to the great injury of the citizens of this State ; and,

Whereas, The Attorney-General has given his opinion, in response to a resolution of the Assembly, that such laws are in violation of the Constitution of the United States ; therefore,

Resolved (if the Senate concur), That the Attorney-General be authorized and requested to commence such proceedings in the United States courts as will result in a determination and establishment of said boundary line between New York and Connecticut, in Long Island sound; and also to take such legal measures as will test the constitutionality of the laws of Connecticut giving exclusive rights to her citizens as to oyster beds, and best to protect and advance the interests of the citizens of this State, in that regard.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Vedder offered for the consideration of the House a resolution, in the words following :

Resolved, That a respectful message be sent to the Honorable the Senate, requesting the return of Senate bill No. 11, entitled "An act to repeal chapter 455 of the Laws of 1873, entitled 'An act in relation to the Seneca Indians residing on the Cattaraugus and Allegany Reservations,' passed May 9, 1873," to the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

Mr. Blumenthal offered for the consideration of the House a resolution, in the words following :

Resolved, That the vote by which the adverse report of the committee on affairs of cities on bill to repeal the "Act to provide for the erection of armories in the city of New York," was agreed to, be reconsidered, and the same be recommitted to the committee on affairs of cities.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hammond offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 158, being an act entitled "An act to revise and consolidate the Laws in relation to the village of Geneva, in the county of Ontario," be recommitted to the committee on affairs of villages.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Badger offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee on ways and means be discharged from the further consideration of the bill to repeal chapter 90 of the Laws of 1889, entitled "An act for the improvement of the navigation of the Racket river, and of the hydraulic power thereon, and to check freshets therein," and that the same be referred to the committee on local and special laws.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The order of business "third reading of bills" being announced, Mr. Alberger moved to lay said order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bills entitled as follows :

"An act making appropriations for the payment of the principal and interest on the canal debt, for the fiscal year commencing on the first day of October, 1874, and to provide for the payment of the debt contracted under section 12 of article 7 of the Constitution."

"An act in relation to mendicant and vagrant children."

"An act to authorize the Brooklyn City Railroad Company to extend their roads on and along Greene and Gates avenues; also, through Putnam and Marcy avenues, in the city of Brooklyn."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Simons, from said committee, reported in favor of the passage of said mentioned bills, the first with an amendment, the second with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend the charter of the Hudson Suspension Bridge and New England Railway Company."

"An act to amend an act entitled 'An act to regulate the size of apple, pear and potato barrels,' passed May 12, 1862."

"An act to amend chapter 133 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, so far as it applies to or affects the United German and French Roman Catholic Cemetery Association of the city of Buffalo."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Taylor, from said committee, reported in favor of the passage of said mentioned bills, the second with amendments, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

By unanimous consent, Mr. Berri offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 50, entitled "An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the superintendents of the poor therein to the office of the commissioners of charities of the county of Kings,' passed April 14, 1871," be recommitted to the committee on affairs of cities, retaining its place on third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Bennett offered for the consideration of the House a resolution, in the words following:

Resolved, That the sub-committee of the whole be discharged from the further consideration of Assembly bill No. 212, G. O. 230, entitled "An act to amend an act entitled 'An act to alter, open and improve the canal in and along the west branch of Newtown creek, within the city of Brooklyn, to construct a bridge over the same, and to alter the commissioners' map of the town of Bushwick in relation thereto,' passed May 2, 1873," and that said bill be referred to the first committee of the whole, not full.

Mr. Speaker put the question whether the House would agree to discharge the sub-committee of the whole, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to refer said bill, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to alter, open and improve the canal in and along the west branch of Newtown creek, within the city of Brooklyn, to construct a bridge over the same, and to alter the commissioners' map of the town of Bushwick in relation thereto,' passed May 2, 1873."

"An act to create a State board of health for the protection of life and health, and to prevent the spread of diseases in the State of New York."

"An act to provide for the maintenance of certain convicts in the penitentiary at Syracuse."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Brewer, from said committee, reported in favor of the passage of said first mentioned bill, with an amendment, and the title amended so as to read "An act to alter the commissioners' map of the town of Bushwick now city of Brooklyn;" which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Brewer, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

Mr. Brewer, from said committee, also reported in favor of the passage of said third mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Simon moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the New York Board of Fire Insurance Brokers."

"An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863."

"An act to exempt from jury duty tellers of banks."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Badger, from said committee, reported in favor of the passage of said mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Alvord moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

And, at 9 o'clock and 47 minutes, the House adjourned.

TUESDAY, MARCH 10, 1874.

The House met pursuant to adjournment.

Prayer by Rev. D. M. Reeves.

On motion of Mr. Hazelton, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to legalize and confirm a sale of real estate by the supervisor and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns."

"An act to prevent encroachments and obstructions to the navigation of the water-front of the city of Yonkers, and to authorize their removal and sale."

"An act to incorporate the benevolent association of the fire department of the village of Saugerties."

"An act to provide, in the city of Brooklyn, an ambulance service for the conveyance of sick and injured persons."

"An act in relation to Second avenue in the town of New Utrecht."

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The Senate bill entitled "An act relating to the publication of notices of election," being announced for a third reading,

Mr. Lincoln moved to recommit said bill to the committee on the judiciary, retaining its place on third reading of bills.

Mr. Brewer moved to instruct said committee to amend said bill so that the papers selected shall represent each of the two principal political parties.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Brewer, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the affirmative.

Mr. Alvord moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to incorporate the Maritime Association of the Port of New York," was passed.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 70 }
} NOES 00 }

Those who voted in the affirmative, were

Alberger
Allen
Alvord

Clark
Coffey
Colahan

Kshinka
Leake
Lincoln

Shattuck
Sherwood
Simon

Badger	Comstock	Mackin	H. Smith
Barrow	Daly	McQueen	G. W. Spencer
Batcheller	Davis	Melvin	Stacy
Beecher	Denniston	W. Miller	Stephens
Bennett	Donahue	Morey	Taylor
Berri	Eastman	Murray	Thorp
Biglin	Ely	Oakley	Waehner
Bordwell	Farrar	O'Callaghan	Wagstaff
Bostwick	Foote	Parry	West
Braman	Goss	Phillips	Witbeck
Brown	Gregory	Philpot	Wight
Bulkley	Hanrahan	Prince	Winfield
Burritt	Hazelton	Sanford	C. B. Wood
Carpenter	Houghton	Scherman	Worth
Cauldwell	Hussey		

Said bill being then announced for a third reading,

On motion of Mr. Alvord, and by unanimous consent, said bill was amended as follows:

Strike out all after the word "promoted," on line 4, section 2.

Section 3, line 7, strike out the word "Constitution," and insert the words "acts of incorporation."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 19 }

Those who voted in the affirmative, were

Alberger	Farrar	McAfee	Sherwood
Alvord	Goss	McGroarty	Simon
Badger	Gregory	McQueen	Sloan
Bennett	Hayes	W. Miller	Snyder
Biglin	Healey	Morey	C. S. Spencer
Bostwick	Hoag	Murray	Stacy
Braman	Houghton	Oakley	Stephens
Burritt	Hussey	O'Callaghan	Stover
Carpenter	Johnson	Parry	Sunderlin
Cauldwell	Kirk	Patten	Taylor
Clark	Kshinka	Petty	Thorp
Coffey	Landfield	Philpot	Waehner
Daly	Law	G. Pope	Wagstaff
Deane	Leake	Prince	West
Denniston	Lincoln	Sanford	Wight
Donahue	Lockwood	Scherman	C. B. Wood
Eastman	Lynde	Shattuck	Worth
Ely	Mackin		

Those who voted in the negative, were

Barrow	Bordwell	Griffin	G. W. Spencer
Batcheller	Brewer	Hammond	Townsend
Beecher	Brown	Hanrahan	Vedder

Berri
BlumenthalBulkley
ComstockHardy
Manley

Winfield

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866; passed April 25, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Denniston	Lincoln	Shattuck
Alvord	Dickson	Lockwood	Sherwood
Badger	Donahue	Lynde	Simon
Barrow	Ely	Mackin	Sloan
Batcheller	Farrar	Manley	H. Smith
Bennett	Fish	McAfee	Snyder
Berri	Footo	McGroarty	C. S. Spencer
Biglin	Goss	Melvin	Stephens
Bordwell	Gregory	W. Miller	Sullivan
Bostwick	Griffin	Morey	Sunderlin
Braman	Hanrahan	Nice	Tewksbury
Brewer	Hardy	Oakley	Thorp
Brown	Hazelton	O'Callaghan	Townsend
Bulkley	Healey	Parry	Vedder
Burritt	Hoag	Patten	Waehner
Carpenter	Holden	Petty	Wagstaff
Cauldwell	Johnson	Philpot	West
Chadwick	Jones	S. G. Pope	Wight
Clark	Kirk	Prince	Winfield
Comstock	Kshinka	Sanford	C. B. Wood
Coughlin	Leake	Scherman	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Butter and Cheese Exchange of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Comstock	Hussey	Sandford
Allen	Deane	Johnson	Scherman
Alvord	Denniston	Landfield	Shattuck

Badger	Dickson	Law	Sherwood
Barrow	Donahue	Leake	Simon
Batcheller	Eastman	Lincoln	H. Smith
Beecher	Ely	Lynde	Snyder
Bennett	Farrar	Mackin	C. S. Spencer
Biglin	Fish	McAfee	Stacy
Blessing	Foote	McGroarty	Taylor
Bordwell	Goss	Melvin	Tewksbury
Bostwick	Gregory	E. Miller	Thorp
Braman	Griffin	W. Miller	Townsend
Brewer	Gurnee	Morey	Vedder
Brown	Hanrahan	O'Callaghan	Wagstaff
Bulkley	Hardy	Patten	West
Burritt	Hazelton	Petty	Witbeck
Cauldwell	Healey	Philpot	Wight
Chadwick	Hoag	S. G. Pope	C. B. Wood
Colahan	Houghton	Prince	Worth

Those who voted in the negative, were

Kirk Murray

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 408 of the Laws of 1870, entitled 'An act relating to the supreme court, and to the election of a judge of the court of common pleas in and for the city and county of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Chadwick	Johnson	S. G. Pope
Allen	Clark	Kirk	Prince
Alvord	Cleary	Kshinka	Quinn
Badger	Coffey	Landfield	Shattuck
Barrow	Colahan	Law	Sherwood
Batcheller	Comstock	Leake	Sloan
Beebe	Coughlin	Lincoln	H. Smith
Beecher	Daly	Lynde	Snyder
Bennett	Denniston	Mackin	C. S. Spencer
Biglin	Dickson	Manley	Stacy
Blessing	Eastman	McAfee	Stephens
Blumenthal	Ely	McGroarty	Thorp
Bordwell	Farrar	Melvin	Townsend
Bostwick	Fish	E. Miller	Wagstaff
Braman	Goss	W. Miller	West
Brewer	Gregory	Murray	Witbeck
Brown	Griffin	O'Callaghan	Wight

Burritt	Hazelton	Phillips	Winfield
Carpenter	Houghton	Philpot	C. B. Wood
Cauldwell	Hussey	G. Pope	Worth

Those who voted in the negative, were

Patten	Wachner
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the operation and effect of the act passed February 17, 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Landfield	Scherman
Allen	Daly	Leake	Shattuck
Alvord	Deane	Lincoln	Sherwood
Badger	Denniston	Lynde	Simon
Batcheller	Donahue	Mackin	Sloan
Beecher	Eastman	Manley	H. Smith
Bennett	Ely	McAfee	C. S. Spencer
Biglin	Farrar	Melvin	Stacy
Blumenthal	Fish	E. Miller	Taylor
Bordwell	Foote	W. Miller	Tewksbury
Bostwick	Goss	Morey	Thorp
Brewer	Gregory	Oakley	Vedder
Brown	Griffin	O'Callaghan	Wachner
Burritt	Hayes	Patten	West
Carpenter	Hoag	Petty	Witbeck
Cauldwell	Houghton	Philpot	Wight
Chadwick	Hussey	G. Pope	Winfield
Clark	Johnson	S. G. Pope	C. B. Wood
Colahan	Kirk	Prince	Worth
Comstock	Kshinka	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of education of the city of Ogdensburg to borrow money for school purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Lincoln	Scherman
Alberger	Denniston	Lynde	Shattuck
Alvord	Eastman	Mackin	Sherwood
Badger	Ely	Manley	Simon
Batcheller	Farrar	McAfee	Sloan
Beebe	Fish	McQueen	H. Smith
Beecher	Goss	Melvin	Snyder
Bennett	Gregory	E. Miller	C. S. Spencer
Berri	Griffin	W. Miller	Sunderlin
Blessing	Hammond	Morey	Taylor
Blumenthal	Hardy	Murray	Tewksbury
Bostwick	Hoag	Oakley	Thorp
Brainan	Houghton	Parry	Townsend
Brewer	Hussey	Patten	Vedder
Brown	Johnson	Petty	Waehner
Burritt	Jones	Phillips	West
Carpenter	Kirk	Philpot	Witbeck
Cauldwell	Kshinka	G. Pope	Wight
Chadwick	Landfield	S. G. Pope	Winfield
Clark	Law	Prince	C. B. Wood
Comstock	Leake	Sanford	Worth
Daly			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the compensation for the consumption of gas, and lighting and maintaining street lamps in such portion of the Twenty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Daly	Mackin	Simon
Alberger	Denniston	Manley	Sloan
Allen	Dickson	McAfee	H. Smith
Alvord	Donahue	McQueen	Snyder
Badger	Eastman	E. Miller	C. S. Spencer
Batcheller	Farrar	W. Miller	G. W. Spencer
Beebe	Fish	Morey	Stacy
Beecher	Goss	Murray	Stover
Bennett	Gregory	O'Callaghan	Sunderlin
Bordwell	Griffin	Parry	Tewksbury
Bostwick	Hammond	Petty	Thorp
Braman	Hazelton	Phillips	Townsend

Brewer	Houghton	Philpot	Vedder
Burritt	Hussey	G. Pope	Wagstaff
Carpenter	Kshinka	S. G. Pope	West
Cauldwell	Law	Prince	Wight
Clark	Leake	Sanford	Winfield
Colahan	Lincoln	Scherman	C. B. Wood
Comstock	Lockwood	Shattuck	Worth
Coughlin	Lynde	Sherwood	

Those who voted in the negative, were

Blumenthal Waehner

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, requesting the concurrence of the Assembly in the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to His Excellency the Governor requesting him to return to the Senate Senate bill No. 56, entitled "An act to authorize the village of Hornellsville to raise money to equip a fire department and build a village hall," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

The bill entitled "An act to amend an act entitled 'An act in relation to lands of which parties die seized,' passed May 21, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Donahue	Lawrence	Sloan
Alberger	Eastman	Leake	H. Smith
Alvord	Ely	Lincoln	Snyder
Badger	Farrar	Mackin	C. S. Spencer
Barrow	Fish	Manley	Stephens
Bordwell	Foote	McAfee	Stover
Bostwick	Goss	McGroarty	Taylor
Braman	Gregory	Melvin	Tewksbury
Brewer	Griffin	E. Miller	Thorp
Brown	Gurnee	W. Miller	Townsend
Burritt	Hanrahan	Morey	Vedder
Carpenter	Hardy	O'Callaghan	Waehner
Cauldwell	Hayes	Parry	Wagstaff
Chadwick	Hazelton	Philpot	West
Clark	Hoag	G. Pope	Whalen
Coffey	Houghton	S. G. Pope	Witbeck
Colahan	Hussey	Prince	Wight
Comstock	Johnson	Scherman	Winfield

Coughlin
Denniston
Dickson

Knapp
Kshinka
Law

Shattuck
Sherwood
Simon

C. B. Wood
P. Woods
Worth

For the negative

Batcheller

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Union League Club of the city of New York,' passed February 16, 1865, and the act amendatory thereof, passed March 26, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 67 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Daly	Manley	Snyder
Alvord	Deane	McAfee	Speaker
Badger	Denniston	McQueen	C. S. Spencer
Beecher	Dickson	W. Miller	Stacy
Bennett	Eastman	Morey	Stover
Berri	Ely	Parry	Sunderlin
Blessing	Farrar	Persons	Tewksbury
Bordwell	Fish	Petty	Thorpe
Bostwick	Goss	Phillips	Townsend
Braman	Gregory	Philpot	Vedder
Brewer	Griffin	S. G. Pope	Wagstaff
Brown	Landfield	Prince	West
Bulkley	Law	Sanford	Whalen
Burritt	Leake	Scherman	Wight
Carpenter	Lincoln	Sherwood	C. B. Wood
Clark	Lockwood	Sloan	Worth
Comstock	Lynde	H. Smith	

Those who voted in the negative, were

Abeel Healey

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the enforcement of mortgages on boats navigating the canals of this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Colahan	Kshinka	S. G. Pope
Alberger	Comstock	Landfield	Prince

Alvord	Coughlin	Law	Sanford
Badger	Daly	Leake	Scherman
Barrow	Davis	Lincoln	Shattuck
Bassett	Denniston	Lockwood	Sherwood
Batcheller	Dickson	Lynde	Simon
Beebe	Eastman	Manley	Sloan
Beecher	Ely	McAfee	H. Smith
Bennett	Farrar	McGroarty	Snyder
Bordwell	Fish	McQueen	Stacy
Bostwick	Foots	Melvin	Sunderlin
Braman	Goss	E. Miller	Taylor
Brewer	Gregory	W. Miller	Tewksbury
Brown	Griffin	Morey	Thorp
Bulkley	Hammond	Oakley	Townsend
Burritt	Hanrahan	Parry	Vedder
Carpenter	Hazelton	Persons	Wagstaff
Cauldwell	Healey	Petty	West
Chadwick	Houghton	Phillips	Wight
Clark	Hussey	Philpot	C. B. Wood
Coffey	Johnson	G. Pope	Worth

Those who voted in the negative, were

Murray Waehner

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to improve Fourth street, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Donahue	Lincoln	Shattuck
Alvord	Eastman	Lockwood	Sherwood
Barrow	Ely	Lynde	Simon
Beebe	Farrar	Mackin	Sloan
Beecher	Fish	Manley	H. Smith
Bennett	Foots	McAfee	Speaker
Berri	Goss	McGroarty	C. S. Spencer
Blessing	Gregory	McQueen	Stacy
Blumenthal	Griffin	Melvin	Stephens
Bostwick	Gurnee	E. Miller	Stover
Braman	Hanrahan	Murray	Sunderlin
Brewer	Hazelton	Oakley	Taylor
Cauldwell	Healey	O'Callaghan	Thorp
Clark	Hoag	Petty	Vedder
Coffey	Houghton	Philpot	Waehner
Colahan	Hussey	G. Pope	Witbeck
Comstock	Kirk	Prince	Wight
Coughlin	Kshinka	Quinn	Winfield

Daly	Landfield	Sanford	C. B. Wood
Deane	Law	Scherman	Worth
Denniston	Lawrence		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of Amariah Holbrook," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

} AYES 83 {
} NOES 00 {

Those who voted in the affirmative, were

Abeel	Daly	Leake	Scherman
Alberger	Davis	Lincoln	Simon
Alvord	Denniston	Lockwood	Sloan
Badger	Dickson	Lynde	Snyder
Barrow	Donahue	Mackin	C. S. Spencer
Batcheller	Eastman	Manley	Stacy
Beecher	Ely	McAfee	Stephens
Bennett	Farrar	McGroarty	Stover
Blessing	Fish	McQueen	Sunderlin
Blumenthal	Foote	E. Miller	Thorp
Braman	Goss	W. Miller	Townsend
Brown	Gregory	Morey	Vedder
Bulkley	Hardy	Oakley	Wahner
Burritt	Hazelton	Parry	Wagstaff
Carpenter	Healey	Petty	West
Cauldwell	Houghton	Phillips	Witbeck
Clark	Hussey	Philpot	Wight
Cleary	Kshinka	G. Pope	Winfield
Coffey	Landfield	Prince	P. Woods
Colahan	Law	Ryan	Worth
Comstock	Lawrence	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in this State,' and to amend chapter 327 of the Laws of 1873, amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

} AYES 76 {
} NOES 6 {

Those who voted in the affirmative, were

Abeel	Colahan	Landfield	Scherman
Alberger	Comstock	Law	Simon

Allen	Coughlin	Leake	Sloan
Alvord	Daly	Lincoln	H. Smith
Badger	Davis	Lynde	Snyder
Barrow	Denniston	McAfee	C. S. Spencer
Batcheller	Dickson	McGroarty	G. W. Spencer
Bennett	Donahue	McQueen	Stacy
Blumenthal	Eastman	Melvin	Stover
Bordwell	Ely	Morey	Sunderlin
Bostwick	Farrar	Nice	Taylor
Braman	Fish	Oakley	Tewksbury
Brewer	Goss	Parry	Thorp
Brown	Gregory	Petty	Vedder
Burritt	Griffin	Philpot	Wagstaff
Carpenter	Hammond	G. Pope	West
Cauldwell	Hazelton	S. G. Pope	Wight
Clark	Hoag	Prince	Winfield
Coffey	Hussey	Sanford	Worth

Those who voted in the negative, were

Beebe	Kirk	Murray	Witbeck
Blessing	Manley	Waehner	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to the 1st day of January, 1874," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Daly	Lynde	H. Smith
Alberger	Davis	Manley	Snyder
Allen	Dickson	McAfee	C. S. Spencer
Alvord	Denniston	McGroarty	G. W. Spencer
Badger	Eastman	Melvin	Stacy
Barrow	Ely	E. Miller	Stover
Batcheller	Farrar	Morey	Sullivan
Beecher	Fish	Nice	Sunderlin
Bennett	Foote	O'Callaghan	Taylor
Berri	Goss	Parry	Tewksbury
Biglin	Gregory	Petty	Thorp
Bordwell	Griffin	Phillips	Townsend
Braman	Hammond	Philpot	Vedder
Brown	Hanrahan	G. Pope	Wagstaff
Burritt	Hardy	S. G. Pope	West
Carpenter	Healey	Prince	Whalen

Cauldwell	Hussey	Lincoln	Sloan
Clark	Kshinka	Sanford	Wight
Coffey	Landfield	Scherman	Winfield
Colahan	Law	Sherwood	C. B. Wood
Comstock	Leake	Simon	Worth

Those who voted in the negative, were

Blumenthal Kirk

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the appraisal and payment of damages to the Union Coarse Salt Company, the Salt Springs Solar Coarse Salt Company, the Salina Solar Coarse Salt Company, the Cape Cod Coarse Salt Company, and the Salina Coarse and Fine Salt Company, and to R. N. and N. S. Gere," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 72 }
{ NOES 8 }

Those who voted in the affirmative, were

Abeel	Coffey	Kirk	S. G. Pope
Alberger	Colahan	Kshinka	Prince
Alvord	Comstock	Law	Scherman
Badger	Coughlin	Lawrence	Shattuck
Barrow	Denniston	Mackin	Sloan
Batcheller	Dickson	Manley	Snyder
Beecher	Donahue	McAfee	C. S. Spencer
Bennett	Eastman	McGroarty	G. W. Spencer
Berri	Ely	McQueen	Stover
Biglin	Farrar	Melvin	Sunderlin
Bordwell	Fish	E. Miller	Taylor
Bostwick	Gregory	W. Miller	Tewksbury
Bulkley	Hammond	Morey	Waehner
Burritt	Hanrahan	Oakley	Wagstaff
Carpenter	Hazelton	Parry	West
Cauldwell	Healey	Petty	Wight
Chadwick	Hoag	Philpot	Winfield
Clark	Houghton	G. Pope	Worth

Those who voted in the negative, were

Brewer	Hardy	Lincoln	Thorp
Goss	Hussey	Phillips	Townsend

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Erie canal at Austin street, in the city of Buffalo, and to provide for the payment thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 1 }

Those who voted in the affirmative, were

Alberger	Davis	Landfield	Scherman
Allen	Denniston	Lynde	Sherwood
Alvord	Eastman	Mackin	Sloan
Badger	Ely	Manley	Snyder
Barrow	Farrar	McAfee	C. S. Spencer
Beecher	Fish	McGroarty	Stover
Bennett	Foote	McQueen	Sunderlin
Biglin	Goss	Melvin	Taylor
Bordwell	Gregory	E. Miller	Tewksbury
Bostwick	Hanrahan	W. Miller	Thorp
Braman	Hazelton	Morey	Townsend
Brewer	Healey	Nice	Vedder
Brown	Hoag	Oakley	Waehner
Burritt	Holden	Parry	Wagstaff
Cauldwell	Houghton	Petty	Whalen
Clark	Hussey	Philpot	Wight
Cleary	Johnson	G. Pope	Winfield
Comstock	Kirk	S. G. Pope	Worth
Coughlin	Kshinka	Prince	

For the negative,

Griffin

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the appraisal of damages to William Brown Smith and Edward A. Powell," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

Abeel	Coffey	Landfield	Petty
Alberger	Comstock	Law	Philpot
Allen	Coughlin	Leake	G. Pope
Alvord	Daly	Lincoln	Prince
Badger	Davis	Lynde	Scherman
Barrow	Denniston	Mackin	Sherwood
Batcheller	Dickson	Manley	Simon
Beecher	Eastman	McAfee	Sloan
Bennett	Ely	McGroarty	H. Smith
Blessing	Farrar	McQueen	Snyder
Bordwell	Fish	Melvin	G. W. Spenoer

Bostwick	Footo	Morey	Taylor
Brewer	Goss	Murray	Tewksbury
Brown	Griffin	Nice	Townsend
Bulkley	Hanrahan	Oakley	Wagstaff
Burritt	Hazelton	O'Callaghan	West
Carpenter	Hoag	Parry	Wight
Cauldwell	Houghton	Patten	Winfield
Clark	Hussey	Sunderlin	C. B. Wood
Cleary	Kshinka		

Those who voted in the negative, were

S. G. Pope Thorp Witbeck

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize and confirm a sale of real estate, by the supervisor and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lynde	Shattuck
Alberger	Daly	Mackin	Sherwood
Allen	Denniston	McAfee	Simon
Alvord	Donahue	McGroarty	Sloan
Badger	Ely	McQueen	H. Smith
Barrow	Farrar	Melvin	J. W. Smith
Batcheller	Fish	E. Miller	Snyder
Beecher	Footo	Morey	C. S. Spencer
Bennett	Goss	Murray	G. W. Spencer
Berri	Gregory	Nice	Sunderlin
Blessing	Griffin	Oakley	Taylor
Bordwell	Hanrahan	O'Callaghan	Tewksbury
Brown	Hardy	Parry	Thorp
Bulkley	Hazelton	Phillips	Townsend
Burritt	Healey	G. Pope	Vedder
Carpenter	Hoag	S. G. Pope	Wagstaff
Cauldwell	Houghton	Prince	West
Chadwick	Hussey	Ryan	Whalen
Clark	Kshinka	Sanford	Wight
Cleary	Landfield	Scherman	Winfield
Colahan	Leake	Schifferdecker	C. B. Wood
Comstock	Lincoln		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Lincoln moved to lay the pending order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to prevent encroachments and obstructions to the navigation of the water-front of the city of Yonkers, and to authorize their removal and sale," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Scherman
Alberger	Coughlin	Lynde	Shattuck
Allen	Daly	Mackin	Sherwood
Alvord	Denniston	Manley	Simon
Badger	Donahue	McAfee	Sloan
Batcheller	Ely	McGroarty	H. Smith
Beecher	Fish	McQueen	J. W. Smith
Bennett	Foote	Melvin	C. S. Spencer
Berri	Goss	E. Miller	Stephens
Biglin	Gregory	W. Miller	Sunderlin
Blumenthal	Griffin	Nice	Taylor
Bordwell	Hanrahan	Oakley	Tewksbury
Brewer	Hardy	O'Callaghan	Thorp
Brown	Hazelton	Parry	Townsend
Bulkley	Hoag	Patten	Wagstaff
Burritt	Houghton	Phillips	Whalen
Carpenter	Hussey	Philpot	Wight
Cauldwell	Kshinka	G. Pope	Witbeck
Cleary	Landfield	S. G. Pope	Winfield
Coffey	Law	Sanford	C. B. Wood
Colahan	Leake		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide, in the city of Brooklyn, an ambulance service for the conveyance of sick and injured persons," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Manley	Sherwood
Alberger	Daly	McAfee	Simon
Allen	Davis	McGroarty	Sloan

Alvord	Dickson	McQueen	H. Smith
Badger	Donahue	Melvin	C. S. Spencer
Beebe	Ely	E. Miller	G. W. Spencer
Beecher	Farrar	W. Miller	Stacy
Bennett	Fish	Murray	Stephens
Berri	Footo	Nice	Stover
Biglin	Goss	Oakley	Sullivan
Blessing	Gregory	O'Callaghan	Taylor
Bordwell	Griffin	Parry	Tewksbury
Brewer	Hanrahan	Petty	Thorp
Brown	Hoag	Phillips	Townsend
Bulkley	Houghton	Philpot	Wagstaff
Burritt	Hussey	G. Pope	West
Carpenter	Landfield	S. G. Pope	Whalen
Cauldwell	Leake	Prince	Wight
Cleary	Lincoln	Sanford	Winfield
Colahan	Lynde	Scherman	C. B. Wood
Comstock	Mackin	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to Second avenue, in the town of New Utrecht," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Scherman
Alberger	Coughlin	Lynde	Shattuck
Allen	Daly	Mackin	Sherwood
Alvord	Davis	McAfee	Simon
Barrow	Denniston	McGroarty	Sloan
Batcheller	Dickson	Melvin	C. S. Spencer
Beecher	Donahue	E. Miller	G. W. Spencer
Bennett	Ely	W. Miller	Stacy
Biglin	Farrar	Morey	Stephens
Blessing	Fish	Murray	Stover
Blumenthal	Footo	Nice	Sunderlin
Bordwell	Goss	Oakley	Taylor
Brewer	Gregory	O'Callaghan	Tewksbury
Brown	Griffin	Parry	Thorp
Bulkley	Hanrahan	Petty	Townsend
Burritt	Hardy	Philpot	Wagstaff
Cauldwell	Houghton	G. Pope	West
Cleary	Hussey	S. G. Pope	Wight
Coffey	Landfield	Prince	Winfield
Colahan	Leake	Sanford	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

This being the day assigned by the rules for the consideration of general orders,

Mr. Beebe moved that the bill entitled "An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873."

"An act to regulate the appointment of superintendents of canals, and to define the duties and powers of the Canal Commissioners."

"An act for the protection of factory children."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. G. W. Spencer, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. G. W. Spencer, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

Mr. G. W. Spencer, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. C. S. Spencer moved to discharge the committee of the whole from the further consideration of said bill, and that said bill be ordered to a third reading.

Mr. Alberger moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

On motion of Mr. Alberger, the House took a recess until half-past seven o'clock.

HALF-PAST SEVEN.

The House again met.

The Senate returned the concurrent resolution relative to the claims of the Oneida Nation of Indians, and the appointment by the Governor of two suitable persons to examine such claims.

Ordered, That the Clerk deliver said resolution to the Governor.

The Speaker presented the report and resolution of the Chamber of Commerce of the State of New York in regard to head money; which were read and referred to the committee on commerce and navigation.

Also, a resolution of the Chamber of Commerce in reference to the

proposed amendment to the Constitution for funding canal debts, etc.; which was laid on the table and ordered printed.

(*See Doc. No. 86.*)

Also, a communication from Union League Club in reference to exempting bonds and mortgages from taxation; which was read and referred to the committee on ways and means.

Also, a communication from the Workingmen's Association in reference to rapid transit; which was read and referred to the committee on railroads.

Mr. W. Miller presented the report of the sub-committee of the whole; which was laid on the table and ordered printed.

(*See Doc. No. 85.*)

On motion of Mr. E. Miller, the bill entitled "An act to amend and consolidate the several acts relating to the city of Elmira," was recommended to the committee on affairs of cities, retaining its place on general orders.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act in relation to the military record fund, and to provide for the refunding of moneys contributed by towns and cities of this State for the erection of a hall of military record."

"An act to amend the act passed May 16, 1863, in relation to the eastern boulevard in the city of New York."

"An act to prevent extortion by gas companies."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Denniston, from said committee, reported in favor of the passage of said first and third mentioned bills, the first with amendments, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Denniston, from said committee, also reported in favor of the passage of said second mentioned bill, with the title amended so as to read "An act to amend an act entitled 'An act to provide for the eastern boulevard, in the city of New York, and in relation to certain alterations of the map or plan of said city, and certain local improvements in connection therewith, to amend chapter 626 of the Laws of 1870,' passed May 16, 1873," which report was agreed to, and said bill ordered engrossed and to a third reading.

The Senate returned the Senate bill entitled "An act to repeal chapter 455 of the Laws of 1873, entitled 'An act in relation to the Seneca Indians residing on the Cattaraugus and Allegany Reservations,' passed May 9, 1873," in accordance with a resolution of the Assembly, adopted March 9, 1874.

Mr. Vedder moved that the vote by which the adverse report of the committee on Indian affairs on said bill was agreed to, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Vedder then moved that said bill be recommitted to said committee.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

And said bill was so recommitted.

By unanimous consent, Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Resolved, That 300 copies of the compilation of the general laws of the State, in relation to corporations, be printed for the use of the Senate and Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act for the relief of Catharine Seymour, by conferring jurisdiction on the Canal Appraisers."

"An act to amend section 2 of chapter 890 of the Laws of 1868, entitled 'An act to authorize Lewis Runyon to establish a ferry across the Seneca lake at Lodi Landing.'"

"An act further to provide for the payment of certain certificates issued to the militia of the State for services in the war of 1812."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Cauldwell, from said committee, reported in favor of the passage of said mentioned bills ; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to increase the capital stock of the Jamaica and Brooklyn Plank-road Company."

"An act to incorporate the Herkimer and Middleville stone road."

"An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Le Roy,' passed April 6, 1857, and of the acts amendatory thereof."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. McGroarty, from said committee, reported in favor of the passage of said first and second mentioned bills ; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. McGroarty, from said committee, also reported progress on said third mentioned bill and asked leave to sit again.

The question being on granting leave,

Mr. Townsend moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would concur in said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

By unanimous consent, Mr. Wagstaff introduced a bill entitled "An act to promote rapid transit in the city of New York and to authorize the New York and Harlem Railroad Company to construct an elevated railroad in said city therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Indefinite leave of absence was granted to Mr. Deane on account of sickness.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to amend an act entitled 'An act to amend an act entitled An act to legalize the State and county taxes in the county of Rensselaer, for the year 1859, and to provide for the collection thereof, and to authorize the sale of lands in the city of Troy for unpaid State and

county taxes,' passed April 10, 1860, and to provide for all lands returned for non-payment of taxes by the collectors of the several towns in said county of Rensselaer, shall be sold by the county treasurer in the city of Troy, and be subject to redemption and conveyance, passed April 2, 1866."

"An act to amend an act entitled 'An act to authorize the business of banking,' passed April 18, 1838."

"An act to incorporate the Albany County Savings Bank."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Daly, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Daly, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Braman moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Beebe moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

The bill entitled "An act re-appropriating certain moneys to the State Homœopathic Asylum for the Insane, at Middletown, New York."

"An act to authorize the city of Rochester to levy a tax for the purpose of completing public school buildings."

"An act to reduce the expenses of publishing election notices in the county of Erie."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Burritt, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Burritt, from said committee, also reported in favor of the passage of said third mentioned bill, with the title amended so as to read "An act to authorize the board of supervisors of Erie county to regulate the publishing of election notices in said county," which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Morey moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, Mr. Griffin introduced a bill entitled "An act to aid in the construction of the Delhi and Midland railroad," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act fixing the liberties of jails."

"An act to amend an act entitled 'An act to authorize the sale of real estate in which a widow is or shall be entitled to dower in satisfaction and discharge thereof,' passed May 6, 1870."

"An act to confirm the official acts of Cicero W. Barber, as notary public in and for the county of Washington, done from March 30, 1873, to and including February 18, 1874."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hardy, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

On motion of Mr. Batcheller, at 9 o'clock and 40 minutes, the House adjourned.

WEDNESDAY, MARCH 11, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Charles Reynolds.

On motion of Mr. Alvord, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

The Senate returned the bill entitled "An act to amend the Revised Statutes in relation to the drawing of jurors," with a message that they non-concur in the passage of the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend section 1, chapter 433 of Laws of 1872, entitled 'An act to amend chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871; also to repeal section 30 of said act,' passed April 29, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to extend the powers of the Ellenville Glass Works, and to authorize the said glass works to borrow money and to secure the same by a mortgage upon all their property, real and personal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to ratify and confirm the proceedings to incorporate the religious society known as "The Rector, Churchwardens and Vestrymen of the Church of the Heavenly Rest," in the city and county of New York, and to legalize and confirm its acts."

"An act to authorize the trustees of "The Bay Side Cemetery Association of the town of Potsdam," to purchase and convey land formerly owned by Liberty Knowles, situate in the village and town of Potsdam, St. Lawrence county, and State of New York, and also other lands owned by Noble S. Elderken, situate in the said village, and to remove the remains of bodies now interred therein."

"An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same, and to provide for the payment thereof, and to remove the county clerk's office in said county to such building."

"An act to amend chapter 692 of the Laws of 1866, in relation to fees of justices of the peace and other officers."

"An act to amend an act incorporating the village of Phoenix, in the county of Oswego."

"An act making appropriations for the payment of the principal and interest on the canal debt, for the fiscal year commencing on the 1st day of October, 1874, and to provide for the payment of the debt contracted under section 12 of article 7 of the Constitution."

"An act in relation to mendicant and vagrant children."

"An act to authorize the Brooklyn City Railroad Company to extend their roads on and along Greene and Gates avenues; also, through Putnam and Marcy avenues, in the city of Brooklyn."

"An act to amend the charter of the Hudson Suspension Bridge and New England Railway Company."

"An act to amend an act entitled 'An act to regulate the size of apple, pear and potato barrels,' passed May 12, 1862."

"An act to amend chapter 133 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, so far as it applies to or affects the United German and French Roman Catholic Cemetery Association of the city of Buffalo."

"An act to alter the commissioners' map of the town of Bushwick, now city of Brooklyn."

"An act to incorporate the New York Board of Fire Insurance Brokers."

"An act to provide for the maintenance of certain convicts in the penitentiary at Syracuse."

"An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863."

"An act to exempt from jury duty tellers of banks."

"An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873."

"An act for the protection of factory children."

"An act in relation to the military record fund, and to provide for the refunding of moneys contributed by towns and cities of this State for the erection of a hall of military record."

"An act to amend an act entitled 'An act to provide for the Eastern Boulevard in the city of New York, and in relation to certain alterations of the map or plan of said city, and certain local improvements in connection therewith, to amend chapter 626 of the Laws of 1870,' passed May 16, 1873."

"An act to prevent extortion by gas companies."

"An act for the relief of Catharine Seymour by conferring jurisdiction on the Canal Appraisers."

"An act to amend section 2 of chapter 890 of the Laws of 1868, entitled 'An act to authorize Lewis Runyon to establish a ferry across the Seneca lake at Lodi Landing.'"

"An act to provide for the payment of certain certificates issued to the militia of the State for services in the war of 1812."

"An act to increase the capital stock of the Jamaica and Brooklyn Plank-road Company."

The Speaker and Clerk submitted the following list of bills as proper to be referred to the sub-committee of the whole:

"An act to amend an act entitled 'An act to authorize the trustees of the village of Kinderhook to borrow money to be expended in the purchase of a lot of ground and the erection thereon of a suitable building adapted to the purposes of a public hall, and a room for a fire engine, for the use of said village,' passed April 29, 1873."

"An act to amend the charter of the village of Little Falls, New York."

"An act to enable the trustees of the village of Clyde, New York, to raise by tax the sum of \$8,000 and interest thereon, wherewith to pay the indebtedness existing against said village."

"An act to amend an act entitled 'An act to authorize the lighting of public streets and avenues in the town of Fishkill, in the county of Dutchess,' passed April 9, 1873."

"An act to incorporate the village of Bath-on-the-Hudson, Rensselaer county, New York."

"An act for the preservation of fish, commonly called speckled trout, in any of the waters of the counties of Delaware, Ulster, or in the town of Halcott, in the county of Greene, in the State of New York."

"An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company."

"An act in relation to the management of the bridge crossing the Mohawk river, between the city of Schenectady and town of Glenville, in the county of Schenectady."

"An act relative to fines received by town officers in the county of Oneida, in cases of misdemeanors."

"An act to enable the commissioners of highways of the several towns through which the Mohawk turnpike passes to contract."

"An act in relation to the county court-house and jail in Queens county."

"An act to confirm the official acts of John P. Bennett as a notary public of Wayne county."

"An act to amend an act entitled 'An act to provide for the laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870."

"An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 28, 1869."

"An act to amend chapter 90 of the Laws of 1873, entitled 'An act to provide for the election of town officers and the transaction of town business in the town of Greenburgh, in the county of Westchester,' passed March 18, 1873."

"An act legalizing and confirming the vote taken at the annual town meeting of the town of Olean, in the county of Cattaraugus, the 24th day of February, 1874, to assess and raise money to build the foundation for an iron bridge over Olean creek, at Martin's Mills."

"An act to authorize the electors of the town of Olean, Cattaraugus county, at their next annual town meeting, to vote a special tax for the building of an iron bridge over Olean creek, at Martin's Mills."

"An act to authorize the town of Clifton Park, Saratoga county to, purchase the bridge belonging to the Schenectady Bridge Company."

"An act to enable the trustees of school district No. 35 of the town of Owego, Tioga county, New York, to acquire title to and hold certain

lands for cemetery purposes, add thereto by purchase, and have the care, supervision and management thereof."

"An act to change the name of the village of Warren, in Rockland county, State of New York, to Haverstraw."

"An act to incorporate the Ausable Valley Masonic Hall and Library Association."

"An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1867, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same.'"

"An act to incorporate the Odd Fellows Hall Association of Harlem, in the city of New York."

"An act to authorize the trustees of the First Presbyterian Church in Coltin, in the town of Dix, Schuyler county, State of New York, to remove the bodies buried in the burial-ground belonging to said church to the burial-ground of the Moreland Cemetery Association, and to empower said trustees to sell and convey the title of said burial-ground and the old church lot adjoining, after the bodies have been removed."

"An act to incorporate the Odd Fellows Hall Association of Mannsville."

"An act to change the name of the Mariner Family Industrial Society of the port of New York."

"An act to establish the Evangelical Italian Orphan Asylum."

"An act to change the time of electing trustees of the Camp Meeting Association of the Methodist Episcopal Church in the city of New York."

"An act to re-incorporate and change the name of the Associate Congregation of Bovina, and to authorize said society to take and hold, by gift, devise, purchase or otherwise, real and personal estate, and to sell their glebe."

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871."

"An act for the promotion of rifle practice in the national guard."

"An act further to amend chapter 577 of the Laws of 1873, entitled 'An act to amend an act entitled An act to amend an act entitled 'An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes,' passed April 23, 1870, and to authorize the closing of certain public offices.'"

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act to ratify and confirm the proceedings to incorporate the religious society known as 'The Rector, Church Wardens and Vestrymen of the Church of the Heavenly Rest,' in the city and county of New York, and to legalize and confirm its acts," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Law	Sherwood
Alberger	Coughlin	Lawrence	Sloan

Allen	Daly	Leake	J. W. Smith
Alvord	Davis	Lincoln	Snyder
Badger	Denniston	Lockwood	Speaker
Barrow	Donahue	Lynde	C. S. Spencer
Bassett	Fish	McAfee	Stacy
Batcheller	Foote	McGroarty	Stephens
Beecher	Gregory	McQueen	Sullivan
Bennett	Griffin	E. Miller	Sunderlin
Biglin	Gurnee	W. Miller	Taylor
Bordwell	Hardy	Oakley	Tewksbury
Bostwick	Hazelton	O'Callaghan	Thorp
Braman	Healey	Parry	Townsend
Brewer	Hiller	Persons	Vedder
Bulkley	Hoag	Petty	Waehner
Burritt	Hussey	Prince	Wagstaff
Carpenter	Jones	Quinn	West
Cauldwell	Kirk	Sanford	Wight
Chadwick	Knapp	Scherman	Winfield
Clark	Kshinka	Schifferdecker	C. B. Wood
Coffey	Landfield	Shattuck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the trustees of the Bay Side Cemetery Association of the town of Potsdam to purchase and convey land formerly owned by Liberty Knowles, situate in the village and town of Potsdam, St. Lawrence county, and State of New York, and also other lands owned by Noble S. Elderken, situate in the said village, and to remove the remains of bodies now interred therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 {
{ NOES 00 {

Those who voted in the affirmative, were

Alberger	Comstock	Leake	Schifferdecker
Allen	Coughlin	Lincoln	Sherwood
Alvord	Daly	Lockwood	Simon
Badger	Deane	Lynde	Sloan
Barrow	Denniston	McAfee	J. W. Smith
Bassett	Dickson	McQueen	Snyder
Batcheller	Donahue	Melvin	C. S. Spencer
Beecher	Eastman	E. Miller	Stacy
Bennett	Ely	W. Miller	Sunderlin
Berri	Fish	Morey	Taylor
Blessing	Foote	Oakley	Tewksbury
Blumenthal	Gregory	O'Callaghan	Thorp
Bordwell	Griffin	Parry	Townsend
Bostwick	Hardy	Patten	Vedder
Braman	Hazelton	Persons	Waehner
Brewer	Hiller	Petty	Wagstaff

Bulkley	Houghton	Phillips	West
Burritt	Hussey	Philpot	Witbeck
Carpenter	Johnson	S. G. Pope	Wight
Clark	Kirk	Ryan	Winfield
Cleary	Knapp	Sanford	C. B. Wood
Coffey	Kshinka	Scherman	Worth
Colahan	Landfield		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same, and to provide for the payment thereof, and to remove the county clerk's office in said county to such building," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Law	Sherwood
Alberger	Comstock	Lincoln	Simon
Allen	Coughlin	Lockwood	Sloan
Alvord	Deane	Lynde	H. Smith
Badger	Denniston	McAfee	Snyder
Barrow	Eastman	McGroarty	C. S. Spencer
Bassett	Farrar	McQueen	Stacy
Batcheller	Fish	Melvin	Stover
Beebe	Foot	W. Miller	Sunderlin
Beecher	Goss	Morey	Taylor
Bennett	Griffin	O'Callaghan	Tewksbury
Berri	Gurnee	Parry	Thorp
Blessing	Hardy	Persons	Townsend
Bordwell	Healey	Petty	Vedder
Bostwick	Hiller	Phillips	Waehner
Braman	Hoag	Philpot	West
Brewer	Houghton	G. Pope	Witbeck
Bulkley	Hussey	S. G. Pope	Wight
Burritt	Jones	Prince	C. B. Wood
Chadwick	Kirk	Sanford	P. Woods
Clark	Knapp	Scherman	Worth
Coffey	Kshinka	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 692 of the Laws of 1866, in relation to fees of justices of the peace and other officers," being announced for a third reading,

Mr. Lincoln moved to recommit said bill to the committee on the judiciary, with instructions to strike out the enacting clause.

Debate was had thereon, when

Mr. Alberger moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the affirmative.

The bill entitled "An act to incorporate the New York Rapid Transit Company, and to provide a comfortable, safe and speedy system of cheap and rapid transit through the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 61 }
{ NOES 48 }

Those who voted in the affirmative, were

Abeel	Chadwick	Landfield	S. G. Pope
Alberger	Clark	Law	Prince
Allen	Comstock	Leake	Sanford
Alvord	Davis	Lincoln	Schifferdecker
Barrow	Denniston	Lockwood	Sherwood
Bassett	Ely	Mackin	Snyder
Beebe	Farrar	Manley	G. W. Spencer
Beecher	Gregory	McAfee	Stover
Bennett	Gurnee	McQueen	Sunderlin
Bordwell	Hardy	W. Miller	Taylor
Braman	Healey	Morey	Tewksbury
Brown	Hoag	Nice	Thorp
Bulkley	Hussey	Parry	Townsend
Burritt	Jones	Persons	Vedder
Carpenter	Kashinka	Philpot	Winfield
Cauldwell			

Those who voted in the negative, were

Badger	Daly	Lawrence	Shattuck
Batcheller	Dickson	Lynde	Sloan
Berri	Donahue	McGroarty	H. Smith
Biglin	Eastman	Melvin	Sullivan
Blessing	Fish	E. Miller	Wachner
Blumenthal	Foote	O'Callaghan	Wagstaff
Bostwick	Griffin	Patten	Weed
Brewer	Hammond	Petty	West
Cleary	Hayes	Phillips	Witbeck
Coffey	Holden	G. Pope	Wight
Colahan	Houghton	Quinn	C. B. Wood
Coughlin	Knapp	Scherman	Worth

Mr. Griffin moved to reconsider said vote, and that that motion lay on the table.

Mr. Weed raised the point of order that said vote could not, under the rules, be reconsidered.

Mr. Speaker decided the point of order well taken.

The bill entitled "An act to incorporate the Benevolent Association of the Fire Department of the village of Saugerties," being announced for a third reading,

On motion of Mr. Snyder, and by unanimous consent, said bill was amended by striking out the words, in section 1, "the Benevolent Association of." Also, the same words in the title.

Said bill as amended was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Coffey	Jones	Quinn
Alberger	Comstock	Kshinka	Sanford
Alvord	Daly	Landfield	Schifferdecker
Badger	Denniston	Leake	Sherwood
Barrow	Dickson	Lockwood	Sloan
Bassett	Eastman	Mackin	J. W. Smith
Batcheller	Ely	Manley	Snyder
Beebe	Farrar	McAfee	C. S. Spencer
Berri	Fish	McQueen	G. W. Spencer
Biglin	Foote	Melvin	Sullivan
Blessing	Gregory	Morey	Tewksbury
Blumenthal	Griffin	Murray	Thorp
Bostwick	Gurnee	Oakley	Townsend
Braman	Hardy	O'Callaghan	Vedder
Brewer	Hazeltan	Parry	Waehner
Brown	Healey	Persons	Wagstaff
Bulkley	Hiller	Petty	West
Burritt	Hoag	Philpot	Wight
Carpenter	Holden	G. Pope	Winfield
Chadwick	Houghton	Prince	Worth
Clark	Hussey		

For the negative,

H. Smith

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker presented the following telegram, just received by him:

WASHINGTON, *March 11, 1874.*

United States Senator Charles Sumner, of Massachusetts, died at 11:45 A. M. in this city.

Mr. Beebe moved that the Speaker appoint a committee of five to draft resolutions expressive of the sentiments of this House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Beebe, Vedder, Wight, C. S. Spencer and Prince.

The bill entitled "An act to amend an act incorporating the village of Phoenix, in the county of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Carpenter	Holden	Philpot
Alberger	Chadwick	Houghton	Sanford
Allen	Clark	Hussey	Scherman
Alvord	Cleary	Kirk	Schifferdecker
Badger	Coffey	Knapp	Sherwood
Barrow	Comstock	Kshinka	Sloan
Bassett	Coughlin	Leake	J. W. Smith
Batcheller	Daly	Lincoln	C. S. Spencer
Beecher	Davis	Mackin	G. W. Spencer
Bennett	Denniston	Manley	Stacy
Berri	Dickson	McAfee	Sunderlin
Biglin	Donahue	McQueen	Tewksbury
Blessing	Eastman	Melvin	Thorp
Blumenthal	Foote	E. Miller	Townsend
Bordwell	Gregory	Morey	Vedder
Bostwick	Griffin	Oakley	West
Braman	Hammond	O'Callaghan	Wight
Brewer	Hayes	Parry	Winfield
Brown	Hazelton	Persons	C. B. Wood
Bulkley	Hoag	Petty	Worth
Burritt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act making appropriations for the payment of the principal and interest on the canal debt for the fiscal year commencing on the first day of October, 1874, and to provide for the payment of the debt contracted under section 12 of article 7 of the Constitution," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Law	Sloan
Alberger	Comstock	Lawrence	H. Smith
Allen	Daly	Lincoln	Snyder
Alvord	Davis	Lockwood	Speaker
Badger	Deane	Lynde	C. S. Spencer
Bassett	Denniston	Mackin	G. W. Spencer

Batcheller	Dickson	McAfee	Stacy
Beecher	Donahue	W. Miller	Sullivan
Bennett	Eastman	Murray	Taylor
Biglin	Fish	Oakley	Tewksbury
Blessing	Foote	O'Callaghan	Thorp
Blumenthal	Griffin	Parry	Townsend
Bordwell	Hammond	Petty	Vedder
Bostwick	Hardy	Phillips	Wachner
Braman	Hazeltan	Philpot	Wagstaff
Brewer	Hiller	S. G. Pope	Weed
Brown	Holden	Prince	West
Bulkley	Houghton	Quinn	Witbeck
Carpenter	Jones	Sanford	Wight
Cauldwell	Knapp	Scherman	Winfield
Chadwick	Kshinka	Schifferdecker	C. B. Wood
Clark	Landfield	Sherwood	Worth
Coffey			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to mendicant and vagrant children," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clark	Lawrence	Sanford
Alvord	Cleary	Leake	Scherman
Badger	Comstock	Lincoln	Schifferdecker
Brown	Daly	Lockwood	Sherwood
Bassett	Denniston	Lynde	Sloan
Batcheller	Eastman	Mackin	H. Smith
Beecher	Ely	Manley	Snyder
Bennett	Fish	McAfee	C. S. Spencer
Berri	Foote	Melvin	G. W. Spencer
Biglin	Griffin	E. Miller	Sunderlin
Blessing	Gurnee	W. Miller	Taylor
Blumenthal	Hayes	Morey	Tewksbury
Bordwell	Hazeltan	Murray	Thorp
Bostwick	Hiller	Oakley	Wachner
Braman	Hoag	Parry	Wagstaff
Brewer	Holden	Petty	Weed
Brown	Houghton	Phillips	Whalen
Bulkley	Hussey	Philpot	Wight
Carpenter	Kirk	S. G. Pope	Winfield
Cauldwell	Knapp	Prince	Worth
Chadwick	Law		

For the negative,

Alberger

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Brooklyn City Railroad Company to extend their roads on and along Greene and Gates avenues; also, through Putnam and Marcy avenues, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 28 }

Those who voted in the affirmative, were

Allen	Cleary	Leake	Prince
Alvord	Comstock	Lincoln	Sanford
Badger	Coughlin	Lockwood	Scherman
Barrow	Daly	Lynde	Sherwood
Bassett	Davis	Mackin	Sloan
Batcheller	Denniston	Manley	H. Smith
Beebe	Dickson	McAfee	Speaker
Bennett	Eastman	McGroarty	C. S. Spencer
Berri	Farrar	Melvin	Stover
Blessing	Gregory	W. Miller	Tewksbury
Bostwick	Healey	Oakley	Thorp
Braman	Holden	Patten	Vedder
Brewer	Houghton	Persons	Wagstaff
Carpenter	Hussey	Petty	Weed
Cauldwell	Jones	Phillips	West
Chadwick	Knapp	G. Pope	Wight
Clark	Law	S. G. Pope	Worth

Those who voted in the negative, were

Abeel	Donahue	Kshinka	Shattuck
Beecher	Fish	Lawrence	J. W. Smith
Biglin	Foote	E. Miller	Snyder
Blumenthal	Griffin	Manley	G. W. Spencer
Bordwell	Gurnee	Parry	Sullivan
Brown	Hoag	Quinn	Winfield
Bulkley	Kirk	Schifferdecker	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Resolved, That 200 copies of the brief of the counsel for George Scherman, in the contested seat matter of Nachtman v. Scherman, be printed for the use of this House.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker presented the report of the Canal Department in reply to a resolution of the Assembly in relation to awards made by Canal Appraisers for canal damages for the year 1868, and each year thereafter to January 1, 1874; which was laid on the table and ordered printed.

(See Doc. No. 89.)

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to amend chapter 577 of the Laws of 1873, as amended by chapter 639, Laws of 1873, relative to the designation of the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

The bill entitled "An act to amend the charter of the Hudson Suspension Bridge and New England Railway Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 ;
{ NOES 00 {

Those who voted in the affirmative, were

Alvord	Davis	McAfee	Sherwood
Badger	Dickson	Melvin	Snyder
Barrow	Donahue	E. Miller	Speaker
Bassett	Farrar	W. Miller	C. S. Spencer
Batcheller	Griffin	Oakley	G. W. Spencer
Bennett	Gurnee	Parry	Stacy
Berri	Healey	Patten	Stephens
Bordwell	Hoag	Persons	Sullivan
Bostwick	Holden	Petty	Sunderlin
Braman	Houghton	Phillips	Thorp
Brewer	Hussey	Philpot	Vedder
Brown	Jones	G. Pope	Wagstaff
Bulkley	Knapp	S. G. Pope	Weed
Burritt	Lawrence	Prince	West
Carpenter	Leake	Quinn	Witbeck
Chadwick	Lockwood	Scherman	Winfield
Clark	Lynde	Schifferdecker	C. B. Wood
Comstock	Mackin	Shattuck	Worth
Coughlin	Manley		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Healey moved to lay the pending order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Braman introduced a bill entitled "An act to consolidate the Albany Hospital with the Albany Medical College," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize and require the Canal Appraisers to hear and determine the respective claims of John H. Trowbridge, Stephen F. Washburn, Charles B. Redfield, Harriet E. McDonald, administratrix, etc., Eliza R. Morgan, Charles B. Bishop

and Wilfred Ramsay, for damages sustained by them in consequence of improvements and alterations made in the Albany basin under and in pursuance of an act entitled 'An act to improve the Albany basin in the city of Albany and to provide the means therefor,' passed April 11, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Manley introduced a bill entitled "An act to provide for the payment of the balance due William Woodbury from the Seneca nation of Indians on an award made by Eugene A. Nash, referee, by virtue of chapter 806, Laws of 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. E. Miller introduced a bill entitled "An act for the appointment of notaries public," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Weed introduced a bill entitled "An act repealing so much of chapter 868 of the Laws of 1867 as relate to non-resident lands in the town of Black Brook, Clinton county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Badger introduced a bill entitled "An act to repeal chapter 346 of the Laws of 1865, entitled 'An act authorizing the election of chiefs and clerk of the St. Regis Indians, and defining their powers,' passed April 10, 1865," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on Indian affairs.

Also, a bill entitled "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. W. Miller introduced a bill entitled "An act to reduce the expenses of publishing the Session Laws in newspapers in the several counties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to abolish the office of Regent of the University, and to provide for discharging the duties heretofore imposed upon the Regents of the University of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Allen introduced a bill entitled "An act to incorporate the Brooklyn Guaranty and Indemnity Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. McGroarty introduced a bill entitled "An act to amend an act entitled 'An act relative to courts of civil and criminal jurisdiction in the city of Brooklyn,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act relating to certain assessment proceedings in the city of Brooklyn, and providing for payment of work done thereunder," which was read the first time, and by unanimous consent

was also read the second time, and referred to the committee on affairs of cities.

Mr. Melvin introduced a bill entitled "An act to provide for the planting of trees on the streets of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act for the protection of life," which was read, the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Coffey introduced a bill entitled "An act to amend an act entitled 'An act to alter the commissioners' map of the city of Brooklyn,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to authorize the Greenwood and Coney Island Railroad Company in Kings county to extend its tracks through certain streets and avenues in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Bennett introduced a bill entitled "An act to amend an act entitled 'An act regulating the deposit of securities by plate glass insurance companies,' passed May 24, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. McGroarty introduced a bill entitled "An act to prevent fraud in the sale of hay and straw," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. McGroarty introduced a bill entitled "An act to provide for the opening and improving of Liberty avenue in the town of New Lots, Kings county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to provide for the opening and improving of Cypress avenue in the town of New Lots, Kings county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Carpenter introduced a bill entitled "An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 26, 1869," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Carpenter, and by unanimous consent, said bill was ordered engrossed and to a third reading.

Mr. Taylor introduced a bill entitled "An act to authorize the city of Rochester to extend its drainage and sewerage beyond the city limits," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Coughlin introduced a bill entitled "An act relative to common schools in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Leake introduced a bill entitled "An act to amend an act entitled 'An act fixing the compensation of the coroners of the city and county of New York,' passed May 4, 1868," which was read the first time, and

by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. C. S. Spencer introduced a bill entitled "An act to authorize the commissioners named in section 2, chapter 833 of the Laws of 1872, entitled 'An act to authorize the Metropolitan Transit Company to construct and operate certain railroads in the city of New York, and to construct and use for railroad purposes, two bridges across the Harlem river,' passed May 22, 1872, to act as trustees of the Metropolitan Transit Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to facilitate the construction of certain railroads in the city of New York, by the Metropolitan Transit Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Biglin introduced a bill entitled "An act to authorize the construction of a railway in Thirty-fourth street, and in certain other streets and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, a bill entitled "An act to amend chapter 335 of the Laws of 1873, entitled 'An act to re-organize the local government of the city of New York,' passed April 30, 1873, and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Comstock introduced a bill entitled "An act to authorize the reconstruction of a culvert and the repair of a canal bank of the Erie canal in the towns of Lockport and Pendleton," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Chadwick introduced a bill entitled "An act to confirm the proceedings of the annual town meeting of New Hartford, Oneida county, held March 4, 1874, relative to reimbursing the collector or his sureties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Parry introduced a bill entitled "An act to provide for the widening of James street bridge over the Erie canal in the city of Rome, and for conforming the direction of said bridge to the line of said street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Hammond introduced a bill entitled "An act to authorize the Geneva and South-western Railway Company to acquire title to certain real estate for the purposes of said railway," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Bulkley introduced a bill entitled "An act to authorize towns, villages and cities to provide a sinking fund for the payment of their bonded indebtedness," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Fish introduced a bill entitled "An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State," which was read the first time, and by unanimous

consent was also read the second time, and referred to the committee on ways and means.

Mr. Oakley introduced a bill entitled "An act to incorporate the Manhattan Mortgage Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Dickson introduced a bill entitled "An act to regulate fare on the Lansingburgh and Troy Steam Railroad," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to amend chapter 715 of the Laws of 1870, entitled 'An act to organize and establish a police for the village of Lansingburgh,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Stephens introduced a bill entitled "An act to extend the time for the collection of taxes in the county of Richmond to the 15th day of May, 1874," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Stephens, and by unanimous consent, said bill was ordered to a third reading.

Mr. Shattuck introduced a bill entitled "An act to amend article 40, title 1, of chapter 14, of the 1st part of the Revised Statutes in relation to laying out public roads and the alteration thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. McQueen introduced a bill entitled "An act to amend an act entitled 'An act to organize and establish a police for the city of Schenectady,' passed April 15, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to abolish the office of recorder in the city of Schenectady and to enable the common council of said city to elect a presiding officer and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Hoag introduced a bill entitled "An act to legalize the acts of John H. Mattice, as justice of the peace of the town of Broome," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hoag, and by unanimous consent, said bill was ordered to a third reading.

Mr. Petty introduced a bill entitled "An act to confirm certain official acts of the commissioners for loaning certain moneys of the United States, in the county of Suffolk," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Beebe introduced a bill entitled "An act in relation to practice in courts of justice of the peace," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Davis introduced a bill entitled "An act to amend section 6 of chapter 76 of the Laws of 1850, entitled 'An act to revise and consolidate the Laws in relation to the village of Whitehall,' passed March 16,

1850," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill entitled "An act to regulate transportation upon railroads within this State, and to prohibit the issuing of passes to assessors, coroners and other public officers, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Gurnee introduced a bill entitled "An act to amend chapter 888 of the Laws of 1869, entitled 'An act to amend title 16, chapter 8, part 3 of the Revised Statutes, relative to proceedings for the drainage of swamps, marshes and other low or wet lands, and for drainage of farm lands,' passed May 12, 1869, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Cauldwell introduced a bill entitled "An act providing for the protection of physicians, surgeons, dentists, editors, authors, publishers, artists, architects, designers and engravers, against speculative law suits," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Nice introduced a bill entitled "An act to fix the time and place of holding the annual town meetings in the town of Clarence, in the county of Erie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Wagstaff introduced a bill entitled "An act to alter the maps or plans of the city of New York, by discontinuing Avenue B, between Sixty-eighth and Seventy-ninth streets," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to regulate the use of piers, wharves and slips in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to legalize the employment of Anthony J. Bleeker by the commissioners of the sinking fund of the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to incorporate the American Safe Preserving Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Eastman introduced a bill entitled "An act to authorize the city of Poughkeepsie to pay certain deficiencies and liabilities, and to issue bonds for that purpose," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act for the extension of certain west side street railways to the Battery in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Mackin introduced a bill entitled "An act to regulate the sale of leaf tobacco in the State of New York," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Beecher introduced a bill entitled "An act to authorize the construction of a bridge across the Chenango canal, in the village of Oxford," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Chadwick introduced a bill entitled "An act to release the right, title and interest of the people of the State of New York, in and to certain real estate of which Dennis Minihan died seized to Ellen Minihan, widow of the said Dennis Minihan," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Manley introduced a bill entitled "An act authorizing the county clerk of Cattaraugus county to index the mortgage and miscellaneous records of the county of Cattaraugus," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hiller introduced a bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Stephens introduced a bill entitled "An act to amend the charter of the village of Edgewater," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill entitled "An act creating the office of Richmond county fire marshal, and prescribing his powers and duties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 443, entitled "An act to amend an act to incorporate the New York Eye Infirmary, passed March 29, 1822, and the act amendatory thereof, passed April 30, 1864," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to amend and supplementary to an act to incorporate the New York Eye Infirmary, passed March 29, 1822, and the act amendatory thereof, April 30, 1874," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Scherman, Int. No. 569, entitled "An act for the further protection of private property," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 628, entitled "An act in relation to claims or debts which have been rejected or refused audit or payment by county or town authorities," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wight, Int. No. 587, entitled "An act to repeal title 15, chapter 8 of part 3 of the Revised Statutes, entitled 'Of the foreclosure of mortgages by advertisement,'" reported in favor of the

passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 284, entitled "An act to condense and amend the several acts entitled or relating to 'An act in relation to the sale of bottles used by the manufacturers of mineral waters, and others,' passed May 7, 1847," reported in favor of the passage of the same, with amendments, and the title amended so as to read, "An act in relation to the sale of syphons and fountains used by the manufacturers of mineral waters," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Allen, Int. No. 695, entitled "An act to authorize attorneys of the supreme court of this State to act as notaries public in certain cases," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Petty, Int. No. 579, entitled "An act to change the mode and time of publishing notices of general and special elections, and to invest the boards of supervisors of the several counties with additional powers relative to printing and publishing the session laws, and any other matter required by law to be printed by said boards," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill, Int. No. 63, entitled "An act to amend an act passed April 18, 1859, entitled 'An act to extend the provisions of an act authorizing the imprisonment of persons convicted of certain crimes in the counties of Montgomery and Oneida, in the Albany county penitentiary,' passed April 12, 1858, to all counties in this State," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill, Int. No. 66, entitled "An act to amend an act entitled 'An act authorizing and providing for the election of a police justice and a police constable in the village of Addison, in the county of Steuben, and for the erection of a jail or lock-up therein,' passed March 2, 1868," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was recommit-
ted the Senate bill, Int. No. 63, entitled "An act relating to the publication of notices of election," retaining its place on third reading of bills, reported in favor of the passage of the same, which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act repealing chapter 227 of the Laws of 1872, so far as the same affects lands in the town of Newcomb, Essex county," and that the same be referred to the committee on roads and bridges.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations,' passed May 15, 1872," and that the same be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Healey, Int. No. 609, entitled "An act to regulate the leasing of stands and stalls in the public markets of the city of New York," reported adversely thereto.

Mr. Healey moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so committed.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Melvin, Int. No. 126, entitled "An act for the relief of persons assessed for the building of a main sewer in Third avenue in the city of Brooklyn," reported in favor of the passage of the same, with amendments, and the title amended so as to read, "An act for the relief of persons assessed for the building of a main sewer in Third avenue in the city of Brooklyn, and the lateral drains and sewers connected therewith," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sherwood, Int. No. 786, entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' and the several acts amending the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Donahue, Int. No. 658, entitled "An act in relation to the pay of the officers and members of the fire department of the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. 553, entitled "An act to confirm, reduce and levy a certain assessment in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 830, entitled "An act to amend an act entitled 'An act to provide for a supply of water in the city of Yonkers,' passed February 28, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. 763, entitled "An act to confirm the proceedings of the board of supervisors of the

county of New York, in the authorization of appointment of assistant keepers at the county jail in said county, and for the relief of the persons so appointed," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on canals, to which was referred the bill introduced by Mr. Davis, Int. No. 787, entitled "An act to abolish the office of superintendent of canal repairs, and to give additional powers to the Canal Commissioners for the more efficient and economical repair and maintenance of the canals of this State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Messrs. Alvord, Hazelton and Beebe dissented from said report.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Miller, Int. No. 689, entitled "An act in relation to the Mohawk and Ilion Horse Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Carpenter, Int. No. 792, entitled "An act requiring the commissioners appointed by the county judge of Madison county, under the act to aid the construction of the New York and Oswego Midland Railroad, for the purpose of binding the village of Oneida, in said county, in aid of said railroad, to pay over the balance of money in their hands to the treasurer of said village, for the redemption of certain bonds of said village," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. C. S. Spencer, Int. No. 298, entitled "An act to authorize the Forty-second Street and Grand Street Ferry Railroad Company to extend their tracks through and upon Thirty-fourth street and the Twelfth avenue in the city of New York, and to operate their road thereon," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on claims, to which was referred the bill introduced by Mr. Goss, Int. No. 775, entitled "An act for the relief of William Wilson," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

(See Doc. No. 91.)

Mr. Hardy, from the committee on claims, to which was referred the bill entitled "An act for the relief of George Orr," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on claims, to which was referred the petition of Nelson Rogers, for canal damages," report in writing, and by bill entitled "An act in relation to the claims of Nelson Rogers, for damages occasioned by insufficiency of aqueduct under the Erie canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee of the whole.

Mr. Hardy offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on claims be discharged from the further consideration of the bill entitled "An act for the relief of L.

Whitney;" and also the bill entitled "An act for the relief of Ansel Adams," and that the same be referred to the committee on canals.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Gurnee, Int. No. 843, entitled "An act authorizing the commissioners of highways in the town of Galen, in Wayne county, to restore the records of highways of said town of Galen lost by fire or otherwise," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by S. G. Pope, Int. No. 840, entitled "An act to authorize the town of Oswegatchie to raise money to build a bridge over the Oswegatchie river above the mill dam, in the city of Ogdensburg, appointing commissioners for that purpose, and providing means for payment," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. E. Miller, Int. No. 724, entitled "An act granting to the commissioners of highways of the town of Southport, in Chemung county, the power to apply a portion of the highway tax of said town, in dyking and controlling such creek," reported adversely thereto, which report was agreed to.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Denniston, Int. No. 520, entitled "An act to repeal an act entitled 'An act to amend an act entitled 'An act to establish a turnpike corporation for improving and making a road from the village of Newburgh, on the Hudson river, to Cochection, on the Delaware river,' passed March 20, 1801,' and in relation to toll-gates and tolls upon the turnpike road of said corporation,' passed May 21, 1868," reported adversely thereto, which report was agreed to.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Waehner, Int. No. 73, entitled "An act to repeal an act entitled 'An act to suppress intemperance, pauperism and crime,' passed May 29, 1873, being chapter 646 of the Laws of 1873," reported adversely thereto, which report was agreed to.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Simon, Int. No. 180, entitled "An act to repeal an act entitled 'An act to suppress intemperance, pauperism and crime,' passed May 29, 1873," reported adversely thereto, which report was agreed to.

On motion of Mr. Alvord said two last reports were laid on the table.

In connection therewith, Mr. Smith, from the committee on internal affairs presented a minority report.

On motion of Mr. Alvord said report was laid upon the table and ordered printed.

(See Doc. No. 90.)

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to equalize representation in the board of supervisors of the county of Niagara," reported adversely thereto, which report was agreed to.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Phillips, Int. No. 647, entitled "An act

relating to the preservation of fish within the county of Cortland, State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to incorporate the Mount Pleasant Water Works Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to amend chapter 396 of the Laws of 1872, entitled 'An act to incorporate the Mamaroneck and Rye Neck Fire Department, passed April 25, 1872,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 4,500 copies of the annual report of the Institution for the Instruction of the Deaf and Dumb, reported in favor of the adoption of the following resolution:

Resolved (if the Senate concur), That 2,500 copies of the annual report of the New York Institution for the Instruction of the Deaf and Dumb be printed for the use of the officers of the institution, 1,000 for the use of the Superintendent of Public Instruction, and 1,000 for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Sunderlin offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting him to return Assembly bill No. 67, entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village," for reconsideration and amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Philpot, from the committee on agriculture, to which was referred the bill Int. No. 340, entitled "An act to amend chapter 320 of the Laws of 1860, entitled 'An act to incorporate the Schoharie Valley Stock Growers' Association,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the petition of citizens of the town of Glen, Montgomery county, for the enactment of a law providing that hereafter but one commissioner of highways may be elected for that town, reported adversely thereto, which report was agreed to.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Hanrahan, Int. No. 616, entitled "An act rela-

tive to the powers of the Buffalo East Side Railway Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Bostwick, Int. No. 839, entitled "An act to provide for the establishment of a system of graded schools in the village of Ithaca," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. McGroarty, Int. No. 805, entitled "An act to provide for the erection of a school-house in school district No. 3, of the town of Flatlands, in the county of Kings," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of Henry McCabe as messenger, reported for the consideration of the House the following resolution:

Whereas, The messengers in the document room are inadequate to the proper performance of their duties on account of the number of bills rapidly accumulating; and,

Whereas, It is essentially necessary for the members of the House to have their files kept in proper order, which same cannot be done without the necessary assistance of such messengers; therefore, be it

Resolved, That Henry McCabe be and he is hereby appointed as messenger for the next half of the session, to serve in the document room, at the same compensation as the general messengers now receive.

Mr. Batcheller moved to lay said report on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 49 }
{ NOES 31 }

Those who voted in the affirmative, were

Abeel	Donahue	Mackin	Snyder
Barrow	Eastman	Manley	C. S. Spencer
Bennett	Ely	McAfee	Stacy
Berri	Fish	McGroarty	Stover
Biglin	Hayes	Melvin	Sullivan
Blessing	Healey	Oakley	Taylor
Bostwick	Holden	Patten	Wachner
Braman	Houghton	Petty	Wagstaff
Carpenter	Hussey	Philpot	West
Cauldwell	Kirk	G. Pope	Winfield
Cleary	Leake	Scherman	C. B. Wood
Colahan	Lynde	Schifferdecker	Worth
Coughlin			

Those who voted in the negative, were

Alvord	Denniston	Lincoln	Sherwood
Badger	Foote	Lockwood	Sloan
Bassett	Griffin	E. Miller	H. Smith
Batcheller	Hardy	Morey	Thorp
Bordwell	Jones	Parry	Townsend
Brewer	Knapp	Phillips	Weed
Chadwick	Kshinka	S. G. Pope	Wight
Comstock	Landfield	Shattuck	

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of James E. Rees as general messenger in the document room, reported for the consideration of the House the following resolution :

Whereas, It is necessary for the accommodation of the members of the House to have their bills kept in proper order ; and,

Whereas, The number of bills now accumulating in the document room renders it necessary that additional messengers should be appointed to attend to such filing of bills ; therefore be it

Resolved, That James E. Rees be and he is hereby appointed as general messenger in the document room for the ensuing last half of the session, at such compensation as the present general messengers now receive.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

{ AYES 11 }
{ NOES 31 }

Those who voted in the affirmative, were

Blessing	Donahue	Melvin	Snyder
Carpenter	Leake	E. Miller	C. S. Spencer
Colahan	McGroarty	Schifferdecker	

Those who voted in the negative, were

Alvord	Fish	Lincoln	S. G. Pope
Badger	Foote	Mackin	Scherman
Batcheller	Hardy	W. Miller	Sherwood
Brewer	Hazelton	Morey	H. Smith
Burritt	Jones	Murray	Thorp
Chadwick	Kirk	Parry	Wagstaff
Denniston	Knapp	Patten	Winfield
Farrar	Kshinka	Phillips	

By unanimous consent,

Mr. Brewer, from the committee on petitions of aliens, to which was referred the Senate bill Int. No. 68, entitled "An act to enable John Shaw to take, hold, convey and transmit by descent or devise real estate, and to release to him the interest of this State in certain lands," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

The Senate returned the concurrent resolution recalling from the Governor the Assembly bill entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton

county, and for other purposes, in relation to the excise moneys in said village," with a message informing that they had concurred in the passage of the same.

Ordered, That the Clerk transmit said resolution to the Governor.

On motion of Mr. Blumenthal, at 2 o'clock and 3 minutes, the House adjourned.

THURSDAY, MARCH 12, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Charles Reynolds.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bill entitled as follows:

"An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,' passed April 24, 1866; passed April 25, 1867."

Ordered, That the Clerk return said bill to the Senate.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to incorporate the Herkimer and Middleville Stone Road."

"An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Le Roy,' passed April 6, 1857, and of the acts amendatory thereof."

"An act to amend an act entitled 'An act to amend an act entitled An act to legalize the State and county taxes in the county of Rensselaer, for the year 1859, and to provide for the collection thereof, and to authorize the sale of lands in the city of Troy for unpaid State and county taxes, passed April 10, 1860,' and to provide for all lands returned for non-payment of taxes by the collectors of the several towns in said county of Rensselaer, shall be sold by the county treasurer in the city of Troy, and be subject to redemption and conveyance, passed April 2, 1866."

"An act to amend an act entitled 'An act to authorize the business of banking,' passed April 18, 1838."

"An act to incorporate the Albany County Savings Bank."

"An act re-appropriating certain moneys to the State Homœopathic Asylum for the Insane, at Middletown, New York."

"An act to authorize the city of Rochester to levy a tax for the purpose of completing public school buildings."

"An act to authorize the board of supervisors of Erie county to regulate the publishing of election notices in said county."

"An act to amend an act entitled 'An act to authorize the sale of real estate, in which a widow is or shall be entitled to dower in satisfaction and discharge thereof,' passed May 6, 1870."

"An act to confirm the official acts of Cicero W. Barber as notary public in and for the county of Washington, done from March 30, 1873, to and including February 18, 1874."

"An act fixing the liberties of jails."

"An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 26, 1869."

"An act to legalize the acts of John H. Mattice as justice of the peace of the town of Broome, in the county of Schoharie."

"An act to extend the time for the collection of taxes in the county of Richmond to the 15th day of May, 1874."

Mr. W. Miller called from the table the report of the sub-committee of the whole, in the words following:

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 242, printed No. 223, entitled "An act to release the interest of the people of the State of New York in certain real estate to Charles Durring," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 266, printed No. 252, entitled "An act to provide for the opening and improvement of a portion of Grand street in the city of Brooklyn, and the extension of the same and improvement of such extension, in Queens county, and to provide for the payment therefor," reported in favor of the passage of the same with the following amendments:

Section 1, line 4, after the word "Newtown" insert the words "after the expiration of ten days after the passage of this act." Same line, strike out the word "may" and insert the word "shall."

Section 2, line 6, strike out "a" and insert the word "the;" before the word "Newton" insert the words "Maspeth and," and after the word "Newton" insert the word "plank;" strike out the word "Hallett" and insert the word "Hallett." Lines 7 and 8, strike out the words "Maiden lane, where it intersects the Newton road at Columbus-ville, in said town," and insert the words "Thompson avenue, at Moore's Corner, in the village of Newtown."

Section 3, line 6, strike out the words "on the application of the remaining commissioner," and insert the words "as provided for in section first of this act."

Section 5, line 29, after the word "taxes" insert the words "in the town of Newtown." Line 32, after the word "taxes" insert the words "in said town." Line 35, strike out the word "before" and insert the word "after."

Section 6, line 3, after the word "proper" insert the word "pile-work."

Section 7, line 6, strike out the words "Maiden lane" and insert the words "Thompson avenue, at Moore's Corner." Line 11, strike out the word "sixty-five" and insert the word "eighty;" also, strike out the words "Maiden lane" and insert the words "said Thompson avenue."

Section 9, line 13, after the word "same" insert the words "at not less than par."

Section 10, line —, strike out the words "between Porter avenue" and insert the words "east of the canal." Line 14, strike out the words "between Porter avenue" and insert the words "west of the canal;" strike out from the word "lying," in line 15, down to and including the word "river," in line 17. Line 23, after the word "expenses" insert the words "as is chargeable in Kings county."

Mr. W. Miller, from the sub-committee of the whole, to which was

referred the Assembly bill, G. O. 167, printed No. 156, entitled "An act supplementary to an act entitled 'An act to provide for the improvement of a certain highway in the town of Newtown, Queens county, and the city of Brooklyn, Kings county, and for the payment of property taken for such improvement,'" passed May 17, 1872, and the act amendatory thereof, passed May 6, 1873, reported in favor of the passage of the same with the following amendments:

Strike out sections 2, 3 and 4; make section 5 section 2, and insert the following as section 3:

"Section 3. The northerly railroad track, now operated and maintained on said road or turnpike, shall be removed by the company maintaining the same, to the northerly side of said road, under the direction of said commissioners, and at such time as they shall direct, after giving said company fifteen days' notice to do the same, and in such a manner that there shall be eighteen feet of roadway in the clear, between the said track and the northerly track, as now maintained on said road; and said tracks shall thereafter be maintained at the distance from each other of not less than eighteen feet, as herein provided, and all turn-outs shall be on the outside of said tracks. The paving between tracks, required by the act to which this is supplementary to be done by the railroad companies owning tracks on said road, shall be laid down as the macadamizing of said road progresses, and shall be fully completed before the 30th day of November, 1875, and if not so completed by that date, may be completed by the commissioners heretofore appointed in this matter, at the cost and expense of said company or companies, to be recovered from it or them by action brought by said commissioners."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 247, printed No. 231, entitled "An act to authorize the laying out of public highways upon and across the Onondaga Indian Reservation, in the town of Onondaga, in the county of Onondaga," reported in favor of the passage of the same, with amendments.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 252, printed No. 236, entitled "An act to grade and improve a public highway in the town of Westchester, in the county of Westchester, commonly called 'Corsa's Lane,' and also a portion of Eleventh avenue, in the village of Wakefield," reported the same adversely.

Mr. Speaker put the question whether the House would agree to said adverse report, and it was determined in the affirmative.

And said bill was rejected.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 259, printed No. 246, entitled "An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and a public park, in or outside of the limits of the city of Binghamton, and to lay out the same," reported in favor of the passage of the same.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to amend an act entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond, passed April 24, 1866,' as said act was amended by an act passed April 25, 1867."

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, March 11, 1874. }

To the Assembly :

In accordance with a resolution of the Assembly and Senate, I have the honor to return herewith for amendment Assembly bill No. 67, entitled "An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village."

JOHN A. DIX.

Mr. Batcheller moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Knapp	Ryan
Alberger	Comstock	Landfield	Sanford
Badger	Coughlin	Law	Scherman
Barrow	Daly	Lincoln	Schifferdecker
Batcheller	Denniston	Lockwood	Sherwood
Beebe	Dickson	Lynde	Sloan
Beecher	Eastman	Manley	H. Smith
Bennett	Farrar	McAfee	Speaker
Berri	Fish	Melvin	C. S. Spencer
Biglin	Gregory	E. Miller	Sunderlin
Blessing	Hammond	W. Miller	Tewksbury
Blumenthal	Hardy	Morey	Thorp
Bordwell	Healey	Murray	Townsend
Bostwick	Hiller	Nice	Vedder
Braman	Hoag	Parry	West
Brown	Holden	Persons	Whalen
Burritt	Houghton	Petty	Witbeck
Carpenter	Hussey	Philpot	Wight
Cauldwell	Jones	S. G. Pope	C. B. Wood
Chadwick	Kirk	Prince	Worth

On motion of Mr. Batcheller, and by unanimous consent, said bill was amended by striking out the tenth section, and changing number of section 11 to 10.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lincoln	Sherwood
Alberger	Daly	Lockwood	Simon
Alvord	Deane	Lynde	Sloan
Badger	Denniston	Mackin	H. Smith
Barrow	Donahue	Manley	Snyder
Batcheller	Eastman	McAfee	Speaker
Beecher	Ely	McGroarty	C. S. Spencer
Bennett	Farrar	McQueen	Stacy
Berri	Fish	Melvin	Sullivan
Biglin	Gregory	E. Miller	Sunderlin
Blessing	Griffin	Morey	Taylor
Bordwell	Hammond	Nice	Tewksbury
Bostwick	Hardy	Parry	Townsend
Braman	Hiller	Persons	Vedder
Brown	Hoag	Petty	Waehner
Bulkley	Houghton	Philpot	West
Cauldwell	Hussey	S. G. Pope	Witbeck
Chadwick	Jones	Prince	Wight
Clark	Kirk	Quinn	C. B. Wood
Coffey	Knapp	Sanford	P. Woods
Colahan	Landfield	Scherman	Worth
Comstock	Leake	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act for the protection of factory children," being announced for a third reading,

Mr. Alvord moved to recommit said bill to the committee on trades and manufactures, with instructions to amend by substituting therefor the following, and report forthwith, retaining its place on the calendar of third reading of bills:

AN ACT for the protection of factory children and other purposes.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. No child under the age of ten years shall be employed for hire in any manufactory or mechanical shop, or at any manufacturing work within this State, under a penalty of five dollars for every day during any part of which any such child shall be so employed, to be paid by the employer. Any parent, guardian or other person authorizing such employment, or making a false return of the age of a child with a view to such employment, shall be liable to a penalty of twenty dollars.

§ 2. No child under the age of fourteen years shall be employed in any manufactory, or in any mechanical or manufacturing shop, or at any manufacturing work within the State, for more than sixty-six hours in one week, or on Christmas day, or on the fourth of July, or on Thanksgiving day, under a penalty of ten dollars for each offense, to be paid by the employer.

§ 3. Every factory building more than two stories in height shall have a proper and suitable fire-escape, and all trap-doors or elevators, and all main and line shafting operated by steam, water or other motive power, in rooms or places in a factory in which operatives are employed, or through which they have to pass, shall be properly protected during all the time when such doors are open and while such shafting and elevators are in motion, under a penalty of ten dollars, to be paid by the owner of such machinery or the employer of such operatives, for each day during which the same shall be so unprotected.

§ 4. All suits for penalties under this act shall be brought within sixty days after commission of the offense, and may be brought by the district attorney of the county, by the school commissioners, by the trustees of public schools or the commissioners of charities, before any justice of the peace, or in any justice's court, or any court of record, and the penalties recovered shall be paid to the school fund of the district in which such factory is located.

§ 5. This act shall take effect on and after the first day of July next.

Debate was had thereon, when

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the affirmative.

{ AYES 70 }
{ NOES 30 }

Those who voted in the affirmative, were

Abeel	Eastman	Leake	Sanford
Alvord	Ely	Lincoln	Shattuck
Barrow	Farrar	Lynde	Sherwood
Beebe	Foote	Mackin	Simon
Beecher	Gregory	Manley	Sloan
Bennett	Griffin	McGroarty	Snyder
Blumenthal	Gurnee	E. Miller	Stacy
Bordwell	Hammond	W. Miller	Stover
Bostwick	Hayes	Morey	Sullivan
Brewer	Hazelton	Nice	Taylor
Burritt	Hiller	O'Callaghan	Tewksbury
Cauldwell	Hoag	Parry	Wahner
Chadwick	Johnson	Petty	West
Clark	Jones	Phillips	Witbeck
Comstock	Kirk	Philpot	Winfield
Coughlin	Landfield	G. Pope	C. B. Wood
Davis	Law	Quinn	Worth
Dickson	Lawrence		

Those who voted in the negative, were

Allen	Cleary	McAfee	H. Smith
Badger	Daly	McQueen	C. S. Spencer
Bassett	Denniston	Persons	G. W. Spencer
Batcheller	Hardy	S. G. Pope	Thorp
Berri	Houghton	Prince	Wagstaff

Blessing	Hussey	Scherman	Wight
Braman	Knapp	Schifferdecker	P. Woods
Bulkley	Lockwood		

Mr. West, from said committee, reported said bill as directed by the House.

Said bill being announced for a third reading,

On motion of Mr. Alvord, and by unanimous consent, said bill was amended by striking out the word "sixty-six" and inserting the word "sixty."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 7 }

Those who voted in the affirmative, were

Allen	Ely	Leake	Shattuck
Alvord	Farrar	Lincoln	Sherwood
Badger	Foote	Lynde	Simon
Barrow	Gregory	Manley	Sloan
Bassett	Gurnee	McGroarty	H. Smith
Batcheller	Hammond	E. Miller	Snyder
Biglin	Hardy	W. Miller	Speaker
Blessing	Hazelton	Nice	C. S. Spencer
Bulmenthal	Healey	O'Callaghan	G. W. Spencer
Bordwell	Hiller	Parry	Stephens
Braman	Hoag	Persons	Stover
Brewer	Holden	Petty	Taylor
Burritt	Hussey	Phillips	Tewksbury
Cauldwell	Johnson	Philpot	Thorp
Cleary	Kirk	S. G. Pope	Wagstaff
Comstock	Knapp	Sanford	West
Daly	Kshinka	Scherman	Wight
Denniston	Law	Schifferdecker	Winfield
Dickson			

Those who voted in the negative, were

Abel	Chadwick	Jones	Stacy
Brown	Davis	Landfield	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, reported a bill entitled "An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee of the whole.

On motion of Mr. Batcheller said bill was recommitted to the committee on ways and means, retaining its place on general orders.

By unanimous consent, Mr. Miller offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 365, entitled "An act to authorize the city of Elmira to purchase lands for cemetery purposes, and to issue the bonds of the city in payment thereof," and that the same be ordered to a third reading:

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act in relation to the military record fund, and to provide for the refunding of moneys contributed by towns and cities of this State, for the erection of a hall of military record, was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

} AYES 72 {
} NOES 6 {

Those who voted in the affirmative, were

Abeel	Comstock	Lynde	Sanford
Alvord	Coughlin	Mackin	Scherman
Badger	Daly	McAfee	Sherwood
Barrow	Davis	McGroarty	Simon
Bassett	Dickson	McQueen	H. Smith
Batcheller	Eastman	E. Miller	Snyder
Bennett	Ely	W. Miller	C. S. Spencer
Berri	Farrar	Morey	G. W. Spencer
Biglin	Foote	Murray	Stacy
Bordwell	Griffin	Nice	Stephens
Braman	Hardy	Parry	Sunderlin
Brewer	Hazelton	Persons	Tewksbury
Brown	Hiller	Petty	Townsend
Burritt	Hussey	Phillips	Vedder
Cauldwell	Law	Philpot	Waehner
Chadwick	Leake	G. Pope	Weed
Clark	Lincoln	S. G. Pope	West
Colahan	Lockwood	Quinn	Wight

Those who voted in the negative, were

Bostwick	Holden	Thorp	Winfield
Denniston	Kshinka		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker presented a communication from the New York Cheap Transportation Association, relative to the canal funding debt, which was laid upon the table and ordered printed.

(See Doc. No. 92.)

Also, a communication from the Canal Department, in answer to a resolution adopted by the Assembly in relation to the cost of building

the Black River reservoirs, which was laid upon the table and ordered printed.

(See Doc. No. 93.)

Mr. Alvord moved that the pending order of business be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Griffin introduced a bill entitled "An act amendatory of the laws in relation to the fees of town collectors, and of the manner in which taxes are to be collected and the duties of such collectors," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Mackin introduced a bill entitled "An act for the division of the town of Fishkill, in the county of Dutchess, and the erection of a new town from the northern part of said town, and for the apportionment of the town property and town debts," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil divisions.

Mr. Bennett introduced a bill entitled "An act to alter the commissioner's map of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Biglin introduced a bill entitled "An act supplementary to chapter 885 of the Laws of 1872, entitled "An act to incorporate the Gilbert Elevated Railway Company, and to provide a feasible, safe and speedy system of transit through the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Waehner introduced a bill entitled "An act to amend an act entitled 'An act to revise and continue the act entitled An act to incorporate the German Society in the city of New York,' passed April 6, 1804, passed April 14, 1825," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. O'Callaghan introduced a bill entitled "An act to authorize the board of assessors to ascertain and fix the damages for closing streets and roads in the city of New York, and making provisions for the payment of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Healey introduced a bill entitled "An act to authorize the construction of a railroad in Thirty-fourth street and in certain other streets and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Blumenthal introduced a bill entitled "An act to punish persons personating members of the police department of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Murray introduced a bill entitled "An act to amend the several acts in relation to the New York Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act in reference to interest paid by, and the unclaimed accounts of savings banks," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Wagstaff introduced a bill entitled "An act to further amend the charter of the Union Theological Seminary in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, the bill entitled "An act to incorporate the South American Trading Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Barrow introduced a bill entitled "An act to provide security against extraordinary conflagrations, and for the creation of safety funds by fire insurance companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Lincoln introduced a bill entitled "An act to regulate the quality and supply of illuminating gas, and the protection of consumers thereof, by the inspection of gas meters, and also to provide for the office of gas commissioner for the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Mr. Prince introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Sanford introduced a bill entitled "An act in relation to the improvement of Racket river," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. McQueen introduced a bill entitled "An act for the relief of David Murray of the city of Schenectady," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Also, the bill entitled "An act to authorize the Canal Appraisers to examine the claims of the heirs of John B. Sanders, deceased, for damages sustained in consequence of the erection of a dam on the Mohawk river," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Hoag introduced a bill entitled "An act to amend an act entitled 'An act to make the village of Richmondville, in the town of Richmondville, county of Schoharie, a separate road district,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Scherman introduced a bill entitled "An act to amend the act in reference to the observance of Sunday," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Beebe introduced a bill entitled "An act to incorporate the Narrowsburg Bridge Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Gurnee introduced a bill entitled "An act for the relief of Jacob Schaub," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Clark introduced a bill entitled "An act requiring the highway taxes of the Ontario Iron Company, in the town of Ontario, Wayne county, and of the Lake Ontario Shore Railroad Company, through the same town, to be applied to the construction and repairs of the roads and bridges of said town," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Cauldwell introduced a bill entitled "An act authorizing the Hudson and Harlem River Canal Company to reduce its number of directors, and extending the provisions of section 20 of an act entitled 'An act to incorporate the Hudson and Harlem River Canal Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Braman introduced a bill entitled "An act to authorize the city of Albany to construct gas works and manufacture gas in the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Berri introduced a bill entitled "An act to regulate the time of running of street cars in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Hiller introduced a bill entitled "An act to change the name of and for the relief of the Brooks Locomotion Works," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Stacy introduced a bill entitled "An act to enable the town of Humé, in the county of Allegany, to pay off its bonds before their maturity," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Speaker introduced a bill entitled "An act to amend an act entitled 'An act for the relief of the surviving members of the First Regiment of New York Volunteers, who served in the war with Mexico,' passed May 12, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the Anglo-Mexican Railway Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. C. S. Spencer introduced a bill entitled "An act relative to lands erroneously assessed and taxed in and with the lands of other owners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend an act entitled 'An act to authorize the erection of a public dock on Clason's Point, in the town of Westchester,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Sunderlin introduced a bill entitled "An act in relation to the Johnstown, Gloversville and Kingsboro Horse Railroad Company, and to authorize said company to purchase the right of way and franchises of the Cayadutta Plank-road Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Brewer, Int. No. 848, entitled "An act to amend an act entitled 'An act to amend chapter 281 of the Laws of 1855, entitled An act declaring a part of the Big Brokenstraw creek a public highway,' passed May 14, 1845," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Oakley, Int. No. 535, entitled "An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Davis, Int. No. 809, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Melvin, Int. No. 595, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, drafts, checks, promissory notes, and the execution of contracts," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Gregory, Int. No. 852, entitled "An act relative to one of the justices of the peace in the county of Schuyler, designated and elected to hold courts of sessions in said county at the general election held on the 4th day of November, 1873," reported adversely thereto; which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Dickson, Int. No. 735, entitled "An act to protect purchasers of sewing machines and other articles," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Oakley, Int. No. 727, entitled "An act to amend an act entitled 'An act to incorporate the Cotton and Produce Exchange Clearing House Association of the city of New York,' passed June 28, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Beebe, Int. No. 919, entitled "An act in relation to practice in courts of justices of the peace," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Blumenthal, Int. No. 738, entitled "An act for the relief of the Hebrew Benevolent and Orphan Asylum Society of the city of New York, and to authorize changes in conditions of leases

to said society," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wight, Int. No. 834, entitled "An act to amend 'An act in relation to jurors in the city and county of New York,' passed May 2, 1870," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Stover, Int. No. 162, entitled "An act to repeal an act to amend chapter 664, Laws of 1867, entitled 'An act to enable the supervisors of Montgomery county to refund illegal taxes,' passed April 23, 1873," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the concurrent resolution entitled "Concurrent resolution proposing amendments to article 3 of the Constitution," reported in favor of the passage of the same, which report was agreed to, and said resolution committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Johnson, Int. No. 29, entitled "An act to authorize the sale of certain lands and premises situate in the city of New York belonging to Nehemiah Dunton and his issue," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder dissented from said report.

Mr. Eastman, from the committee on affairs of cities, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the superintendents of the poor therein to the office of the commissioners of charities of the county of Kings,' passed April 14, 1871," retaining its place on the calendar of third reading of bills, reported in favor of the passage of the same, which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Braman, Int. No. 870, entitled "An act to consolidate the Albany Hospital with the Albany Medical College," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Colahan, Int. No. 510, entitled "An act to provide for the improvement of Lynch street and Hayward street between Harrison and Marcy avenues in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Simon, Int. No. 629, entitled "An act in relation to taxes in the city of Syracuse," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Eastman, Int. No. 878, entitled "An act to authorize the city of Poughkeepsie to pay certain deficiencies and liabilities, and to issue bonds for that purpose," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 312, entitled "An act to amend an act entitled 'An act to re-organize the fire department of the city of Albany, passed March 29, 1867,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 311, entitled "An act to amend an act entitled 'An act to amend the act to combine into one act the several acts relating to the city of Albany, passed April 12, 1842, and the several acts amendatory thereof; and also to repeal the act to establish a capital police district, and to provide for the government thereof, passed April 22, 1865, and the several acts amendatory thereof, in so far as they relate to the city of Albany, passed March 16, 1870, and the acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 314, entitled "An act to amend chapter 302 of the Laws of 1872, passed April 22, 1872, entitled 'An act to amend chapter 77 of the Laws of 1870, chapter 536 of the Laws of 1871, passed March 16, 1870, and April 15, 1871, entitled An act to amend the act to combine into one act the several acts relating to the city of Albany, passed April 12, 1842, and the several acts amendatory thereof in so far as they relate to the city of Albany,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 313, entitled "An act to amend an act entitled 'An act to amend the act entitled 'An act to amend the act to combine into one act the several acts relating to the city of Albany,' passed April 12, 1842, and the several acts amendatory thereof; and also to repeal the act establishing a capital police district, and to provide for the government thereof, passed April 22, 1865, and the several acts amendatory thereof, in so far as they relate to the city of Albany,' passed March 16, 1870,' passed April 15, 1871,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 328, entitled "An act to amend an act supplementary to and amendatory of An act in relation to a public park in the city of Albany, passed May 5, 1869, and the act supplementary and amendatory thereof," passed February 16, 1872," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 327, entitled "An act to amend an act entitled 'An act in relation to the Washington

park of the city of Albany,' passed March 11, 1872," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McGroarty, Int. No. 10, entitled "An act to provide for the collection of money expended for the improvement of Gowanus canal in the city of Brooklyn, and to confirm certain assessments heretofore laid therefor," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill introduced by Mr. Alvord, Int. No. 748, entitled "An act authorizing the Canal Commissioners to settle for work done, and expense incurred for doing work east of Military road, and from the east side of State ditch culvert, in Tonawanda, to the first change bridge west of said culvert, on the Erie canal," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Parmenter, Int. No. 35, entitled "An act to further amend an act passed April 20, 1866, entitled 'An act supplementary to the act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the Senate bill introduced by Senator Selkreg, Int. No. 62, entitled "An act to authorize the Utica, Chenango and Cortland Railroad Company to extend their road, and for other purposes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 713, entitled "An act to amend an act entitled 'An act to authorize the construction of a railway and tracks in the towns of West Farms and Morrisania,' passed May 2, 1863," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Witbeck, Int. No. 287, entitled "An act to provide for the building of a bridge over the Boston and Albany railroad, in the town of Greenbush, Rensselaer county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Deane, Int. No. 375, entitled "An act changing the name of the 'Beach Pneumatic Transit Company,' to the 'Broadway Underground Railway Company,' and extending its powers and authorizing the city of New York to guarantee interest on bonds to aid in the construction of said railway," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wight, from the committee on insurance, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 768, entitled "An act to amend an act entitled 'An act to amend an act entitled An act to pro-

vide for the incorporation of fire insurance companies,' passed June 25, 1853, passed April 19, 1862,' reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hussey, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Landfield, Int. No. 829, entitled "An act to provide for supplying the village of Owego, in the county of Tioga, with water," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Johnson, Int. No. 822, entitled "An act to amend the several acts incorporating the village of Oswego Falls," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Stephens, Int. No. 824, entitled "An act to authorize the village of New Brighton to borrow money, and to issue corporate bonds for the construction and improvement of the streets in the said village, and to make and file a map thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on public printing, to which was referred the following resolution: "*Resolved*, That there be printed, in addition to the copies heretofore ordered, 2,000 copies of the Comptroller's annual report, for the use of this House and 2,000 copies for the use of the Comptroller," reported adversely thereto, as a like supply had been previously ordered.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the following resolution: "*Resolved*, That 1,000 copies of the State Assessors' report, Senate document No. 23, be printed for general distribution," reported adversely thereto, as a supply had been already ordered.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing the usual number of Insurance reports, reported in favor of the passage of the same in the words following:

Resolved (if the Senate concur), That the usual number of the Insurance reports (ten copies for each member, officer and reporter) be printed as heretofore, and 1,500 copies of the Fire and Marine report, and 2,000 copies of the Life report, bound separately, for the use of the Superintendent of the Insurance Department.

On motion of Mr. Bennett, said report was laid on the table.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 1,500 copies of the annual report of the Superintendent of the Banking Department, reported in favor of the passage of the same, in the words following:

Resolved (if the Senate concur), That there be printed 1,500 copies of the annual report of the Superintendent of the Banking Department,

800 for the use of the Bank Department, and 700 for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. West, from the committee on trades and manufactures, to which was referred the bill introduced by Mr. Alvord, Int. No. 861, entitled "An act to amend act chapter 276 of the Laws of 1864, entitled 'An act in relation to the size, use and disposition of butts, hogsheds, barrels, casks or kegs used by the manufacturers of malt liquors,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trades and manufactures, to which was referred the Senate bill introduced by Mr. Connelly, Int. No. 71, entitled "An act to extend the powers of the Ellenville Glass Works, and to authorize the said glass works to borrow money and to secure the same by a mortgage upon all their property, real and personal," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Alberger, Int. No. 859, entitled "An act to release the title and interest of the people of this State in the real estate in this State of which Mary Ann Reilly, late of the city of Buffalo, died seized, or had an interest in at the time of her death," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 202, entitled "An act to authorize William Inman, an alien, to hold real estate," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Holden, Int. No. 154, entitled "An act to release the interest of this State in certain real estate to William Blackmore, and to enable him to hold and convey real estate," reported adversely thereto.

Mr. Holden moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so committed.

Mr. Burritt, from the committee on banks, to which was referred the bill, Int. No. 817, entitled "An act relative to savings banks and institutions for savings in the city and county of New York," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill, Int. No. 851, entitled "An act to amend an act entitled 'An act to incorporate the United States Trust Company, of New York,' passed April 12, 1853, and the act amendatory thereof, passed March 31, 1863," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill, Int. No. 880, entitled "An act to incorporate the Manhattan Mortgage Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Beebe, from the committee appointed to draft resolutions expressive of the sentiments of this House relative to the death of Hon. Charles Sumner, U. S. Senator from Massachusetts, reported in the words following:

The Assembly having received with profound grief the intelligence of the death of Charles Sumner does, in becoming recognition of the purity of character, devoted patriotism and noble services of the illustrious deceased, resolve,

That in his death the nation has been bereft of one of its ablest statesmen, freedom has lost a dauntless champion, and mankind been deprived of the services of one skilled to direct and strong to strike in the interests of humanity.

That while we bow in sorrowful submission to the dispensation with which our country has been visited, we rejoice that in the grand achievements of his life and in the whole record he has left we have an heritage which will perpetuate his memory forever.

G. M. BEEBE,
L. B. PRINCE,
A. WIGHT,
C. P. VEDDER,
C. S. SPENCER,

Committee.

Mr. Beebe moved that said resolutions be made a special order for next Wednesday evening, at 7½ o'clock, and that a special session be held at that time for that purpose.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Prince, in behalf of Mr. Alberger, from the committee appointed to draft resolutions expressive of the sentiments of this House relative to the death of ex-President Millard Fillmore, reported in the words following:

The committee appointed by this House to report and recommend for adoption resolutions appropriate as a commemoration of the life, official position and services of the late Millard Fillmore, ex-President of the United States, ask leave respectfully to report as follows:

Whereas, The inexorable laws of Providence have called in its appointed time the last but one of the ex-Presidents of this Union to pass from the life to the physical death assured to all mortals; and

Whereas, it is fitting for all the people, and especially for the assembled representatives of his native State, to mark the event of the death of one of its distinguished citizens and office bearers with suitable and appropriate comments on our loss, and a just and a true appreciation of the virtues, ability and services of a chief magistrate of the nation; therefore,

Resolved, That we mourn with the nation the loss of a son of New York, whose public course for nearly half a century has been marked by unyielding integrity, faithful discharge of duty and great ability.

Resolved, That these resolutions be signed by the Speaker and Clerk of this Assembly, officially, and transmitted to the family of the

deceased as a token of our sympathy for theirs and the nation's bereavement.

Resolved, That this House do now adjourn for the day.

F. A. ALBERGER,
L. BRADFORD PRINCE,
THOMAS G. ALVORD,
SMITH M. WEED,
G. M. BEEBE,

Committee.

Mr. Speaker put the question whether the House would agree to the adoption of said resolutions, and they were adopted unanimously by a rising vote.

And at 12 o'clock and 50 minutes the House adjourned.

FRIDAY, MARCH 13, 1874.

The House met pursuant to adjournment.

Prayer by Rev. J. Livingston Reese.

On motion of Mr. Alberger, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

The Senate returned the Assembly bill entitled "An act to provide for the election of a police justice of the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village," with a message that they had reconsidered their vote on the final passage of said bill, and as amended by the Assembly passed the same.

Ordered, That the Clerk return said bill to the Senate.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to repeal part of chapter 495, relating to the building of a new bridge over Chambers' creek, and making the present toll bridge over Murderers' creek, in the town of New Windsor, in Orange county, free, passed May 5, 1863, and for other purposes."

"An act to amend chapter 767 of the Laws of 1872, entitled 'An act to establish the compensation of county judges and surrogates, pursuant to the fifteenth section of the amended sixth article of the Constitution.'"

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to facilitate the reporting of the decisions of the supreme court," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act relative to the care and education of deaf-mutes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

"An act to provide for the payment of the costs, charges and expenses of opposing the discharge of Francis B. Edymoin from the Auburn State prison on writ of habeas corpus," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate Howland College for the education of young women," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

"An act to amend an act to revise, amend and consolidate the laws in relation to the village of Norwich, in the county of Chenango, passed March 23, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

The Senate returned the bill entitled "An act to provide for the election of town officers and the transaction of town business in the town of Cortlandt, in the county of Westchester," with a message informing that they had concurred in the passage of the same, with the following amendments:

Strike out section 2, engrossed bill, and insert in lieu thereof the following:

"§ 2. All the electors of said town entitled to vote at a general election shall have the right to vote at such town election in the district in which they reside; and all town officers of such town shall be voted for upon a ballot indorsed 'Town Officers,' except the receiver of taxes and assessments for the town of Cortlandt and village of Peekskill, who shall be voted for upon a separate ballot indorsed 'Receiver;' all ballots indorsed 'Town Officers' shall be deposited in a ballot-box labeled 'Town Officers,' and all ballots indorsed 'Receiver' shall be deposited in a ballot-box labeled 'Receiver.'"

Amend the title so as to read "An act in relation to town meetings in the town of Cortlandt, in the county of Westchester."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Clark	Hussey	Philpot
Allen	Coffey	Johnson	S. G. Pope
Alvord	Colahan	Kirk	Prince
Badger	Comstock	Kshinka	Sanford
Barrow	Daly	Landfield	Scherman
Bassett	Deane	Leake	Sherwood
Batcheller	Dickson	Lincoln	Simon
Beecher	Eastman	Lockwood	Sloan
Bennett	Farrar	Lynde	H. Smith
Biglin	Fish	Mackin	Snyder
Blessing	Goss	Manley	Speaker
Bordwell	Gregory	McAfee	C. S. Spencer
Bostwick	Griffin	McGroarty	Sullivan
Braman	Hammond	E. Miller	Sunderlin
Brown	Hardy	Nice	Taylor
Bulkley	Hayes	Oakley	Tewksbury
Burritt	Hiller	Parry	Thorpe

Carpenter
Cauldwell
Chadwick

Hoag
Holden
Houghton

Persons
Petty
Phillips

Witbeck
Wight
Winfield

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to release the interest of the people of the State of New York in certain real estate to Charles Durring."

"An act to provide for the opening and improvement of a portion of Grand street in the city of Brooklyn, Kings county, and the extension of the same and improvement of such extension, in Queens county, and to provide for the payment therefor."

"An act supplementary to an act entitled 'An act to provide for the improvement of a certain highway in the town of Newtown, Queens county, and the city of Brooklyn, Kings county, and for the payment of property taken for such improvement,' passed May 17, 1872, and the act amendatory thereof, passed May 6, 1873."

"An act to authorize the laying out of public highways upon and across the Onondaga Indian Reservation, in the town of Onondaga, in the county of Onondaga."

"An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and a public park, in or outside of the limits of the city of Binghamton, and to lay out the same."

"An act to authorize the city of Elmira to purchase lands for cemetery purposes, and to issue the bonds of the city in payment thereof."

On motion of Mr. Hazelton, and by unanimous consent, the bill entitled "An act to authorize the city of Elmira to purchase lands for cemetery purposes, and to issue the bonds of the city in payment thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger
Allen
Alvord
Badger
Barrow
Bassett
Batcheller
Beecher
Bennett
Berri
Biglin
Blessing
Blumenthal
Bordwell

Comstock
Daly
Dickson
Ely
Farrar
Fish
Foote
Goss
Gregory
Gurnee
Hammond
Hardy
Hazelton
Hoag

Knapp
Kshinka
Landfield
Leake
Lincoln
Lockwood
Lynde
Mackin
Manley
McAfee
McGroarty
W. Miller
Nice
Parry

Sanford
Scherman
Shattuck
Sherwood
Simon
Sloan
H. Smith
Snyder
Speaker
C. S. Spencer
Sunderlin
Taylor
Tewksbury
Thorp

Bostwick	Holden	Persons	Wagstaff
Braman	Houghton	Petty	Whalen
Bulkley	Hussey	Phillips	Wight
Burritt	Johnson	Philpot	Winfield
Clark	Jones	S. G. Pope	C. B. Wood
Coffey	Kirk	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Sherwood, and by unanimous consent, the sub-committee of the whole was discharged from the further consideration of Assembly bill No. 258, G. O. 273, entitled "An act extending the time for collecting taxes in the village of Whitney's Point, in the county of Broome," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Sanford
Alberger	Dickson	Landfield	Scherman
Allen	Donahue	Leake	Sherwood
Alvord	Ely	Lincoln	Simon
Badger	Farrar	Lockwood	Sloan
Barrow	Fish	Lynde	H. Smith
Bassett	Foote	Mackin	Snyder
Batcheller	Goss	Manley	Speaker
Beecher	Gregory	McAfee	C. S. Spencer
Bennett	Hammond	E. Miller	Stacy
Berri	Hardy	W. Miller	Sunderlin
Biglin	Hayes	Morey	Taylor
Blessing	Hazelton	Nice	Tewksbury
Bostwick	Hiller	Parry	Thorp
Braman	Hoag	Patten	Townsend
Bulkley	Holden	Persons	Whalen
Burritt	Houghton	Petty	Witbeck
Carpenter	Hussey	Phillips	Wight
Chadwick	Johnson	Philpot	Winfield
Clark	Jones	S. G. Pope	C. B. Wood
Coffey	Kirk	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Wight presented the report of the sub-committee of the whole, which was laid upon the table and ordered printed.

(See Doc. No. 105.)

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act to amend an act entitled 'An act to provide

for the Eastern Boulevard in the city of New York, and in relation to certain alterations of the map or plan of said city, and certain local improvements in connection therewith, to amend chapter 626 of the Laws of 1870, passed May 16, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cauldwell	Hussey	Shattuck
Alberger	Clark	Johnson	Sherwood
Allen	Comstock	Jones	Simon
Alvord	Coughlin	Kirk	Sloan
Badger	Daly	Knapp	H. Smith
Barrow	Davis	Kshinka	Snyder
Bassett	Eastman	Leake	Speaker
Batcheller	Ely	Lincoln	C. S. Spencer
Beecher	Farrar	Lynde	Stover
Bennett	Fish	McAfee	Sullivan
Berri	Foote	McGroarty	Sunderlin
Biglin	Goss	Nice	Tewksbury
Blessing	Gregory	Oakley	Thorp
Blumenthal	Gurnee	Parry	Waehner
Bordwell	Hammond	Persons	Weed
Bostwick	Hayes	Philpot	Witbeck
Braman	Hazelton	G. Pope	Wight
Brown	Hoag	S. G. Pope	Winfield
Burritt	Holden	Prince	C. B. Wood
Carpenter	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to alter the commissioners' map of the town of Bushwick, now city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Carpenter	Johnson	Sanford
Alberger	Cauldwell	Jones	Scherman
Allen	Chadwick	Kirk	Shattuck
Alvord	Comstock	Knapp	Sherwood
Badger	Coughlin	Kshinka	Simon
Barrow	Daly	Landfield	Sloan
Bassett	Davis	Leake	H. Smith

Batcheller	Dickson	Lincoln	Snyder
Beebe	Ely	Lockwood	Speaker
Beecher	Farrar	Lynde	C. S. Spencer
Bennett	Fish	Manley	Stacy
Berri	Foote	McAfee	Sunderlin
Biglin	Goss	Nice	Taylor
Blessing	Gregory	Parry	Tewksbury
Blumenthal	Hammond	Persons	Thorp
Bordwell	Hardy	Petty	Washner
Bostwick	Hazelton	Philpot	Witbeck
Braman	Hoag	G. Pope	Wight
Brown	Holden	S. G. Pope	Winfield
Bulkley	Houghton	Prince	Worth
Burritt	Hussey		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Jones	Prince
Alberger	Colahan	Kirk	Sanford
Allen	Comstock	Knapp	Scherman
Alvord	Daly	Landfield	Sherwood
Badger	Deane	Leake	Simon
Barrow	Denniston	Lincoln	Sloan
Bassett	Dickson	Lockwood	H. Smith
Batcheller	Eastman	Lynde	Snyder
Beebe	Ely	Mackin	Speaker
Beecher	Farrar	Manley	C. S. Spencer
Bennett	Fish	McGroarty	Sunderlin
Berri	Foote	McQueen	Taylor
Biglin	Goss	W. Miller	Tewksbury
Blessing	Hammond	Nice	Thorp
Bordwell	Hardy	Parry	Townsend
Bostwick	Hazelton	Patten	Wachner
Braman	Hoag	Persons	Weed
Bulkley	Houghton	Petty	Witbeck
Burritt	Hussey	Philpot	Wight
Cauldwell	Johnson	S. G. Pope	Winfield
Clark			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Hammond offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill No. 51, entitled "An act to authorize the sale of certain lands and premises situate in the city of New York, belonging to Nehemiah Denton and his issue," and that said bill be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hammond, and by unanimous consent, said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abel	Cauldwell	Hussey	S. G. Pope
Alberger	Clark	Johnson	Sanford
Allen	Coffey	Jones	Scherman
Badger	Comstock	Kirk	Shattuck
Barrow	Coughlin	Knapp	Sherwood
Bassett	Daly	Landfield	Simon
Batcheller	Davis	Leake	Sloan
Beebe	Ely	Lockwood	H. Smith
Beecher	Farrar	Lynde	Snyder
Bennett	Fish	Manley	C. S. Spencer
Berri	Foote	McAfee	Sullivan
Biglin	Goss	McGroarty	Sunderlin
Blessing	Gregory	McQueen	Taylor
Blumenthal	Hammond	Nice	Thorp
Bordwell	Hardy	Oakley	Waehner
Bostwick	Hayes	Parry	Witbeck
Brown	Hazelton	Persons	Wight
Bulkley	Hiller	Petty	Winfield
Burritt	Holden	Philpot	Worth
Carpenter	Houghton	G. Pope	

For the negative,

Alvord

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to prevent extortion by gas companies," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Jones	Ryan
Allen	Coffey	Kirk	Schifferdecker
Alvord	Colahan	Knapp	Shattuck
Badger	Comstock	Kshinka	Sherwood
Barrow	Coughlin	Leake	Simon
Bassett	Daly	Lincoln	Sloan
Batcheller	Davis	Lynde	H. Smith
Beebe	Deane	Manley	Snyder
Beecher	Ely	McAfee	C. S. Spencer
Bennett	Farrar	McGroarty	Sullivan
Berri	Fish	Oakley	Sunderlin
Biglin	Foote	Parry	Taylor
Blessing	Goss	Patten	Tewksbury
Blumenthal	Gregory	Persons	Thorp
Braman	Hazelton	Petty	Witbeck
Brown	Hiller	Phillips	Wight
Bulkley	Hoag	Philpot	Winfield
Burritt	Houghton	S. G. Pope	C. B. Wood
Carpenter	Hussey	Prince	Worth
Canldwell	Johnson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 123 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, so far as it applies to or affects the United German and French Roman Catholic Cemetery Association of the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Canldwell	Hussey	Sanford
Alberger	Chadwick	Johnson	Scherman
Allen	Coffey	Jones	Schifferdecker
Alvord	Colahan	Kirk	Sherwood
Badger	Comstock	Knapp	Simon
Barrow	Coughlin	Landfield	Sloan
Bassett	Daly	Leake	H. Smith
Batcheller	Dickson	Lincoln	Speaker
Beebe	Ely	Lockwood	C. S. Spencer
Beecher	Farrar	Lynde	Sunderlin
Bennett	Fish	Manley	Tewksbury
Berri	Foote	McAfee	Thorp
Biglin	Goss	Morey	Townsend

Blessing	Hammond	Oakley	Wachner
Blumenthal	Hardy	Parry	Weed
Bordwell	Hayes	Persons	Whalen
Bostwick	Healey	Petty	Witbeck
Braman	Hiller	Phillips	Wight
Brewer	Hoag	Philpot	Winfield
Burritt	Holden	S. G. Pope	C. B. Wood
Carpenter	Houghton	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the New York Board of Fire Insurance Brokers," being announced for a third reading,

On motion of Mr. Blumenthal, and by unanimous consent, said bill was amended by changing the name of "McF. Goodrich" to "William E. Goodrich."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 49 }
{ NOES 25 }

Those who voted in the affirmative, were

Abeel	Coffey	Knapp	Sloan
Alberger	Colahan	Lockwood	C. S. Spencer
Allen	Comstock	McGroarty	Sullivan
Barrow	Coughlin	McQueen	Taylor
Beebe	Daly	E. Miller	Thorp
Bennett	Eastman	Morey	Weed
Berri	Ely	Oakley	West
Biglin	Farrar	Persons	Witbeck
Blessing	Gregory	G. Pope	Wight
Blumenthal	Hoag	Prince	Winfield
Braman	Holden	Sherwood	C. B. Wood
Bulkley	Houghton	Simon	Worth
Clark			

Those who voted in the negative, were

Alvord	Denniston	Johnson	Phillips
Bassett	Fish	Jones	Philpot
Batcheller	Goss	Kirk	S. G. Pope
Brown	Gurnee	Kshinka	Sanford
Burritt	Hammond	Nice	Shattuck
Chadwick	Hardy	Parry	Tewksbury
Davis			

Mr. Alberger moved to reconsider said vote, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act to provide for the maintenance of certain convicts in the penitentiary at Syracuse," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Leake	Shattuck
Alberger	Comstock	Lincoln	Sherwood
Allen	Coughlin	Lockwood	Simon
Alvord	Daly	Lynde	Sloan
Badger	Davis	Manley	H. Smith
Barrow	Denniston	McAfee	C. S. Spencer
Bassett	Dickson	McGroarty	Stover
Batcheller	Ely	W. Miller	Sullivan
Beecher	Farrar	Nice	Sunderlin
Bennett	Fish	Oakley	Taylor
Berri	Goss	O'Callaghan	Tewksbury
Biglin	Gregory	Parry	Thorp
Blessing	Hiller	Persons	Vedder
Blumenthal	Hoag	Phillips	Weed
Bordwell	Holden	Philpot	West
Braman	Johnson	S. G. Pope	Wight
Brown	Kirk	Quinn	Winfield
Burritt	Knapp	Sanford	C. B. Wood
Cauldwell	Kshinka	Scherman	Worth
Chadwick	Landfield	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act further to provide for the payment of certain certificates issued to the militia of the State for services in the war of 1812," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Houghton	Quinn
Alberger	Coffey	Hussey	Scherman
Allen	Comstock	Johnson	Schifferdecker
Alvord	Coughlin	Jones	Shattuck
Badger	Daly	Kirk	Sherwood
Barrow	Davis	Knapp	Simon
Bassett	Denniston	Kshinka	H. Smith
Batcheller	Ely	Landfield	Snyder
Beebe	Farrar	Leake	Speaker
Beecher	Fish	Lincoln	C. S. Spencer

Bennett	Foote	Lynde	Sunderlin
Berri	Goss	McGroarty	Taylor
Blessing	Gregory	E. Miller	Tewksbury
Blumenthal	Gurnee	Murray	Thorp
Bordwell	Hammond	Nice	Vedder
Bostwick	Hanrahan	Oakley	Weed
Brainan	Hardy	Persons	West
Brown	Hayes	Petty	Witbeck
Bulkley	Hazelton	Phillips	Wight
Burritt	Healey	Philpot	Winfield
Carpenter	Hiller	S. G. Pope	C. B. Wood
Cauldwell	Hoag	Prince	Worth
Chadwick	Holden		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863," being announced for a third reading.

Mr. Phillips moved to recommit said bill to the committee on the judiciary, with instructions to strike out all after the word "them" in line 15, down to and including the word "trustee" in line 17, and all after the word "provided" in line 18, retaining its place on the calendar of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so recommitted.

The bill entitled "An act to exempt from jury duty tellers of banks," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 31 }

Those who voted in the affirmative, were

Abeel	Cauldwell	Landfield	Scherman
Alberger	Chadwick	Lawrence	Shattuck
Allen	Cleary	Leake	Sloan
Badger	Coffey	Lincoln	H. Smith
Barrow	Coughlin	Lynde	C. S. Spencer
Bassett	Daly	McAfee	Stephens
Batcheller	Eastman	McGroarty	Stover
Beecher	Gregory	McQueen	Taylor
Bennett	Gurnee	E. Miller	Thorp
Berri	Hayes	Oakley	Vedder
Biglin	Healey	Parry	Wahner
Blessing	Houghton	Patten	Wagstaff
Blumenthal	Hussey	Persons	Weed
Bordwell	Johnson	Petty	West
Braman	Jones	G. Pope	Wight

Brown	Knapp	Prince	Worth
Bulkley	Kahinka		

Those who voted in the negative, were

Alvord	Ely	Holden	Simon
Beebe	Fish	Kirk	Snyder
Bostwick	Foote	Nice	Sullivan
Burritt	Goss	Phillips	Tewksbury
Clark	Hammond	Philpot	Witbeck
Comstock	Hardy	S. G. Pope	Winfield
Davis	Hazelton	Schifferdecker	C. B. Wood
Denniston	Hiller	Sherwood	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Prince, from the committee on the judiciary, reported the bill entitled "An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863," as directed by the House, and said bill was replaced on the calendar of third reading of bills.

Mr. Beebe moved to reconsider the vote by which the bill entitled "An act to exempt from jury duty tellers of banks," was passed.

Debate was had thereon, when

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 44 }
{ NOES 42 }

Those who voted in the affirmative, were

Alvord	Foote	Lawrence	Sherwood,
Beebe	Goss	E. Miller	Simon
Blumenthal	Gurnes	Morey	Snyder
Bostwick	Hammond	Murray	Stover
Burritt	Hardy	Phillips	Sullivan
Davis	Hazelton	Philpot	Taylor
Denniston	Hiller	S. G. Pope	Tewksbury
Dickson	Hoag	Quinn	Waehner
Ely	Holden	Sanford	Witbeck
Farrar	Kirk	Schifferdecker	Winfield
Fish	Kahinka	Shattuck	C. B. Wood

Those who voted in the negative, were

Alberger	Chadwick	Manley	Sloan
Allen	Coffey	McAfee	H. Smith
Badger	Coughlin	McGroarty	C. S. Spencer
Barrow	Daly	Oakley	Stephens
Bassett	Gregory	Parry	Thorp
Batcheller	Hayes	Persons	Vedder

Bennett	Hussey	Petty	Wagstaff
Blessing	Leake	G. Pope	West
Braman	Lincoln	Prince	Wight
Brown	Lynde	Scherman	Worth
Cauldwell	Mackin		

Mr. Petty moved to lay the pending order of business upon the table, for the purpose of taking up the regular order of business.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker presented the report of the Auditor of the Canal Department on the tolls, trade and tonnage of the canals; which was laid on the table and ordered printed.

(See Doc. No. 93.)

Also, a communication from the superintendent of the salt springs in reply to a resolution adopted by the Assembly in relation to solar salt lands; which was laid on the table and ordered printed.

(See Doc. No. 96.)

Mr. Schifferdecker introduced a bill entitled "An act to amend chapter 335 of the Laws of 1873, entitled 'An act to re-organize the local government of the city of New York,' passed April 30, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Braman introduced a bill entitled "An act to amend an act entitled 'An act to regulate the ferries between the city of Troy and the village of West Troy,' passed April 15, 1854," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Weed introduced a bill entitled "An act in relation to the Ausable River Plank-road Company and authorizing said Company to lay rails upon its road," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Lawrence introduced a bill entitled "An act in reference to the licensing of steam engineers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. G. Pope introduced a bill entitled "An act in relation to the tolls upon the Western Plank-road Company's roads in the counties of Franklin and Clinton," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, a bill entitled "An act to amend the general plank-road law, and chapter 487 of the Laws of 1851, relative to plank-roads in the town of Chesterfield in the county of Essex," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Worth introduced a bill entitled "An act to protect the public travel in the cities of New York and Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act for the relief of the Cypress Hills and East River Railroad Company of the city of Brooklyn," which was read

the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Berri introduced a bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors, passed April 11, 1870, and the act entitled An act to suppress intemperance and to regulate the sale of intoxicating liquors, passed April 16, 1857,' passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to authorize and empower the board of public instruction and education of the city of Brooklyn to govern and control the Truant Home," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, a bill entitled "An act to incorporate the Green Point and Union Avenue Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Taylor introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Rochester Atheneum,' passed February 12, 1830," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, the bill entitled "An act to release the right, title and interest of the people of the State of New York to John B. Thomas, in and to certain lands in the city of Rochester, of which Charlotte Thomas died seized," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Also, the bill entitled "An act for the relief of James Monaghan," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Coughlin introduced a bill entitled "An act to regulate the constructing and operating of railways in the streets and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to incorporate the International Warehouse and Guaranty Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Biglin introduced a bill entitled "An act to amend an act entitled 'An act for providing a site for an armory in the city of New York, for the use of the Seventh regiment of the National Guard of the State of New York,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on militia.

Mr. C. S. Spencer introduced a bill entitled "An act for the relief of the Twenty-third Street Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, a bill entitled "An act amending section 1 of chapter 549 of the Laws of 1873, in reference to suppressing intemperance and regulating the sale of intoxicating liquors, passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Brown introduced a bill entitled "An act to amend an act entitled 'An act to provide for taxing dogs, and for the collection of such tax, and to create a fund to pay for injuries upon sheep occasioned by dogs,' passed April 15, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

Mr. Fish introduced a bill entitled "An act relating to the sheriff, clerk and register of the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act for the relief of William Baxter," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Oakley introduced a bill entitled "An act to incorporate the Newtown Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act to incorporate the Long Island City Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. S. G. Pope introduced a bill entitled "An act supplementary to 'An act to amend an act to incorporate the city of Ogdensburg,' passed April 27, 1868, and the acts amending the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. West introduced a bill entitled "An act to authorize the formation of a town insurance company in the town of Ballston, in the county of Saratoga," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Gregory introduced a bill entitled "An act to extend the time for building and completion of the Watkins and Havana street railway," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Petty introduced a bill entitled "An act to amend chapter 562 of the Laws of 1872, entitled 'An act to amend the charter of the Society of St. John Land, in the county of Suffolk, incorporated under the provisions of an act entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies,' passed April 12, 1848,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Also, the bill entitled "An act making an appropriation for the improvement of the navigation of tributaries of the Great South Bay in the county of Suffolk," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Beebe introduced a bill entitled "An act entitled 'An act to amend an act respecting elections other than for militia and town officers,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Cauldwell introduced a bill entitled "An act to incorporate the New York Quick Transit Company," which was read the first time, and

by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Morey introduced a bill entitled "An act to facilitate the removal of the remains of bodies interred in ancient and disused burial plots in the town of Springwater, county of Livingston, and the town of Canadice, in the county of Ontario," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Lawrence introduced a bill entitled "An act in reference to the shooting of game on the Hudson river," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Taylor introduced a bill entitled "An act authorizing the common council of the city of Rochester to construct gas works for said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. C. S. Spencer introduced a bill entitled "An act providing for the reference of actions or proceedings brought by or against the mayor, aldermen and commonalty of the city of New York, or against any of the authorities of the county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Messrs. Allen and Worth presented petitions of citizens in favor of annexation; which was read and referred to the committee on affairs of cities.

Messrs. Lynde, Bostwick, Snyder, Bordwell, Burritt, Wight, Denniston, Foote and C. S. Spencer, presented petitions in favor of compulsory education; which were read and referred to the committee on public education.

Messrs. Tewksbury, Persons, Sherwood, Johnson and Sloan presented petitions of citizens in favor of a pro rata freight bill; which were read and referred to the committee on railroads.

Mr. Witbeck presented several petitions of citizens of Rensselaer county providing for the building of a bridge over the Boston and Albany railroad; also, the reduction of toll on the railroad bridge across the Hudson river at Albany; which were read and referred to the committee on railroads.

Mr. Hazelton presented a petition of citizens of Ovid, for a tax on dogs; which was read and referred to the committee on agriculture.

Mr. Weed presented a remonstrance of tax payers of Plattsburgh, against the repeal of the act authorizing a recorder in said village; which was read and referred to the committee on the judiciary.

Also a petition of citizens of Black Brook, Clinton county, for repeal of so much of chapter 868 of the Laws of 1867, as relates to non-resident lands in said town; which was read and referred to the committee on roads and bridges.

Mr. Cauldwell presented a petition of citizens of New York in favor of aiding the Broadway Underground Railway; which was read and referred to the committee on railroads.

Mr. Speaker presented several petitions in favor of the funding bill; which were read and laid upon the table.

Mr. C. S. Spencer presented a petition of Hoffman Dispensary for a donation; which was read and referred to the committee on ways and means.

Mr. Cleary presented a remonstrance of citizens of North Greenbush against incorporating a part of the town into a village known as Bath-on-the-Hudson; which was read and referred to the committee of the whole.

Mr. Tewksbury presented a petition of citizens of Perry and Castile for the passage of a law to charge a tuition bill to resident pupils in the academic department; which was read and referred to the committee on public education.

Mr. Speaker presented a remonstrance against the passage of the Erie Classification act; which was read and referred to the committee on railroads.

Messrs. Shattuck, Cauldwell, Lawrence and Persons presented petitions in favor of exempting bonds and mortgages from taxation; which were read and referred to the committee on ways and means.

Mr. Taylor presented a petition of Edmund Redmond, in relation to ice breaker on the canals; which was read and referred to the committee on canals.

Mr. Burritt presented a petition of citizens of the village of Spencerport, for vertical wall on Erie canal, in said village; which was read and referred to the committee on canals.

Mr. Braman presented a petition of citizens of West Troy, for enlargement of culvert under the Erie canal, at its junction with Dry river and said village; which was read and referred to the committee on canals.

Messrs. Beebe and Sloan presented several petitions to tax the Midland railroad, and appropriate the taxes to the bonded towns; which were read and referred to the committee on railroads.

Mr. Prince, from the committee on the judiciary, to which was recommended the bill introduced by Mr. Spencer, Int. No. 339, entitled "An act to re-organize the district courts in the city of New York, and to provide for the election of the justices thereof," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill re-committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Petty, Int. No. 890, entitled "An act to confirm certain official acts of the commissioners for loaning certain moneys of the United States in the county of Suffolk," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Speaker, Int. No. 946, entitled "An act to amend an act entitled 'An act to incorporate the Anglo-Mexican Railway Company,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Blumenthal, Int. No. 934, entitled "An act to punish persons personating members of the police department of the city of New York," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Biglin, Int. No. 515, entitled "An act in relation to the appointment of clerks and attendants of certain courts in the city and county of New York," reported the same for the consid-

eration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince dissented from said report.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wight, Int. No. 333, entitled "An act to amend section 4 of title 15 of chapter 8, part 3 of the Revised Statutes, relative to the foreclosure of mortgages by advertisement," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince dissented from said report.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Gross, Int. No. 69, entitled "An act to change the name of Adolph Rhindskopf, to Adolph Risdorf," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince dissented from said report.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act to amend the act in reference to the observance of Sunday," and that the same be referred to the committee on internal affairs.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McAfee, Int. No. 234, entitled "An act to amend an act entitled 'An act in relation to elections in the city and county of New York, and to provide for ascertaining, by proper proofs, the citizens who shall be entitled to the right of suffrage thereat,' passed May 14, 1872, being chapter 675, Laws of 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Coughlin dissented from said report.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Daly, Int. No. 239, entitled "An act to provide for the improvement of Tompkins square, in the city of New York," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McGroarty, Int. No. 922, entitled "An act in relation to certain assessment proceedings in the city of Brooklyn, and providing for payment of work done thereunder," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Biglin, Int. No. 816, entitled "An act to incorporate the Orinoco Steam Navigation Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bassett, from the committee on roads and bridges, to which was referred the bill introduced by Mr. G. Pope, Int. No. 813, entitled "An act repealing chapter 227 of the Laws of 1872, so far as the same affects lands in the town of Newcomb, Essex county," reported in favor of the

passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Gregory, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Weed, Int. No. 871, entitled "An act repealing so much of chapter 868 of the Laws of 1867, as relates to the non-resident land in the town of Black Brook, Clinton county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Gregory, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Hoag, Int. No. 941, entitled "An act to amend an act entitled 'An act to make the village of Richmondville, in the town of Richmondville, county of Schoharie, a separate road district,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Gregory, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Kshinka, Int. No. 746, entitled "An act to amend an act entitled 'An act for establishing a turnpike road between the cities of Albany and Schenectady,' passed March 30, 1802, and authorizing the president, directors and company of said turnpike road to abandon a part of their road," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Weed, Int. No. 680, entitled "An act to provide for the improvement of the hydraulic power of the Chateaugay river," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. McGroarty, Int. No. 647, entitled "An act to provide increased facilities for the fire department in the town of New Lots, Kings county, reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Landfield, Int. No. 404, entitled "An act to amend an act entitled 'An act relating to the preservation of speckled brook trout within the counties of Tioga and Tompkins, State of New York,' passed June 12, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Dickson, Int. No. 473, entitled "An act regulating the payment of accounts by the county treasurer of the county of Rensselaer, audited by the board of supervisors of said county," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. G. W. Spencer, Int. No. 838, entitled "An act in relation to catching fish in Seneca and Cayuga Lakes, reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to protect the perch fishery, and to prevent the use of fykes and pounds in a part of the Great South Bay in Suffolk county," reported adversely thereto, which report was agreed to.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill entitled "An act to prevent pound fishing in the waters of the South Bay, in Suffolk county," reported adversely thereto, which report was agreed to.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill entitled "An act to exempt the New York Ophthalmic Hospital from taxation," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Denniston, Int. No. 592, entitled "An act to provide for the care of the lands and buildings known as Washington's Headquarters, in the city of Newburgh, and the property connected therewith," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Fish, Int. No. 897, entitled "An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Morey, Int. No. 659, entitled "An act to amend an act entitled 'An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations,' passed May 15, 1872," reported adversely thereto, which report was agreed to.

Mr. Bulkley, from the committee on public health, to which was referred the bill introduced by Mr. Carpenter, Int. No. 280, entitled "An act relative to the medical laws of the State of New York," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

The Senate returned the bill entitled "An act extending the time in which the Canandaigua, Palmyra and Ontario Railway Company shall expend ten per cent of its capital in the construction of its road, and in which to finish the same, and to put it in operation," with a message informing of concurrence in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Prince called from the table the concurrent resolution previously offered by him in words following:

Whereas, The boundary line between the State of New York and Connecticut, through Long Island Sound, has never been settled and established; and,

Whereas, The State of Connecticut has passed laws giving to the citizens of that State certain exclusive rights relative to oyster beds in

Long Island Sound, claimed to be within her jurisdiction, to the great injury of citizens of this State; and,

Whereas, The Attorney-General has given his opinion, in response to a resolution of the Assembly, that such laws are in violation of the Constitution of the United States; therefore,

Resolved (if the Senate concur), That the Attorney-General be authorized and requested to commence such proceedings in the United States courts as will result in a determination and establishment of said boundary line between New York and Connecticut in Long Island Sound, and also to take such legal measures as will test the constitutionality of the laws of Connecticut, giving exclusive rights to her citizens as to oyster beds, and best protect and advance the interests of the citizens in that regard.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. S. G. Pope offered for the consideration of the House a resolution, in the words following:

Whereas, A resolution which was passed by this House on the 11th day of February last, calling for important information from the superintendent of the Onondaga Salt Springs, has not been complied with; therefore,

Resolved, That the committee on manufacture of salt be directed to make a careful and thorough examination of the entire salt interest of the State of New York, and its management, and report the result of that examination to this House, and that the said committee shall have power to send for persons and papers.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

A message from the Senate was received and read, requesting the concurrence of the Assembly in the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to his Excellency the Governor, requesting the return to the Senate of Senate bill No. 41, entitled "An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870," for amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Biglin offered for the consideration of the House a resolution, in the words following:

Resolved, That this House do adjourn at 1.45 this P. M. to meet again at 7.30 Monday evening.

Mr. Beebe moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 55 }
{ NOES 31 }

Those who voted in the affirmative, were

Abeel	Deane	Mackin	Stephens
Allen	Denniston	Manley	Stover
Beebe	Eastman	McAfee	Sunderlin
Beecher	Farrar	McGroarty	Taylor
Bennett	Gurnee	E. Miller	Tewksbury
Berri	Hayes	Oakley	Vedder
Biglin	Hazelton	S. G. Pope	Wahner
Blessing	Hiller	Quinn	Wagstaff
Blumenthal	Hoag	Sanford	West
Bostwick	Holden	Scherman	Witbeck
Cauldwell	Johnson	Schifferdecker	Wight
Coffey	Kirk	Simon	Winfield
Coughlin	Knapp	Snyder	C. B. Wood
Daly	Leake	C. S. Spencer	

Those who voted in the negative, were

Alberger	Brown	Hammond	Petty
Alvord	Clark	Hussey	Phillips
Badger	Davis	Landfield	Prince
Barrow	Dickson	Lawrence	Sloan
Bassett	Ely	Lincoln	H. Smith
Batcheller	Fish	Lynde	Speaker
Bordwell	Foote	Morey	Thorp
Braman	Gregory	Parry	

Mr. C. S. Spencer offered for the consideration of the House a resolution, in the words following:

Whereas, It is alleged that the right of public meeting, and of free speech, guaranteed to all citizens by the Federal and State Constitution, has been interfered with by the municipal authorities of the city of New York;

Whereas, It is further alleged that the police board of said city, after granting to certain parties claiming to be unemployed and suffering workingmen, the authority to hold a public meeting at Tompkins square on the 13th of January last, did, without issuing any notice or warning which could reach these parties, suddenly and unexpectedly fall upon them, cruelly assault them, and maim and wound a large number of them, while peaceably and with peaceful intent gathering to discuss their suffering condition and their grievances;

Whereas, It is alleged that the testimony and affidavits of these assailed and aggrieved persons, to the number of one hundred, more or less, are ready for presentation;

Whereas, It is alleged that, subsequent to the time above mentioned, the police authorities further interfered, by menaces and other means, with the right of meeting in public halls of persons who wished to protest against their alleged illegal and cruel conduct on the 13th of January;

Whereas, It is alleged by these complainants that they have been sent to lay their grievances before this body by twenty-seven workingmen's and other societies of the city of New York, representing many thousands of American citizens; therefore,

Resolved, That these matters complained of by said complainants, and referred to in the foregoing preamble, be referred to the committee on grievances, who are instructed to give said complainants a hearing before said committee, not later than the 25th inst., in order that if, upon the presentation of the case then made, it be thought advisable to procure a legislative investigation of the serious allegations of said complainants, such investigation may be immediately provided for.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Leake offered for the consideration of the House a resolution, in the words following:

Whereas, Certain charges have appeared in the public press of the city of New York respecting the management of the department of public charities and correction, alleging, among other abuses, that a near relative of one of the commissioners was authorized to purchase dry goods for which the city was compelled to pay, in some instances, as high as thirty-three and one-third ($33\frac{1}{3}$) per cent more than the goods could have been purchased for in open market; therefore,

Resolved, That the committee on State charitable institutions are hereby directed to proceed to New York and investigate the management and conduct of the affairs of that department, with power to send for persons and papers.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

By unanimous consent,

Mr. Allen, from the committee on banks, to which was referred the bill introduced by Mr. Worth, entitled "An act to incorporate the Teutonia Savings Bank, of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent Mr. Murray introduced a bill entitled "An act for the removal of refuse matter in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Leave of absence was granted to Messrs. Comstock, Law and Miller until Monday, and to Messrs. Griffin and Lockwood until Tuesday.

On motion of Mr. Weed, at 1 o'clock and 42 minutes the House adjourned.

MONDAY, MARCH 16, 1874.

The House met pursuant to adjournment.

Prayer by Rev. J. Livingston Reese.

On motion of Mr. Alvord, and by unanimous consent, the reading of the journal of Friday, March 13, 1874, was dispensed with.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Alvord moved to lay said order of business on the table.

Mr. Speaker put the question whether the House would agree to said

motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Schifferdecker introduced a bill entitled "An act authorizing the trustees of the Evangelical Lutheran Church of St. James, of Guilderland, to grant and convey a portion of their real estate for cemetery purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Weed introduced a bill entitled "An act to amend the Revised Statutes in reference to the assessment of taxes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Sunderlin introduced a bill entitled "An act to supply the village of Gloversville with pure and wholesome water," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Johnstown,' passed March 30, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, a bill entitled "An act for the distribution of excise moneys and fines for intoxication and violations of the excise laws within the village of Johnstown," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act for the disposition of excise moneys and fines for intoxication within the village of Northville, Fulton county, N. Y.," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Melvin introduced a bill entitled "An act to provide for the relief and support of the poor of the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Carpenter introduced a bill entitled "An act to extend the provisions of chapter 315 of the Laws of 1873 to highways not yet opened and worked," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Alvord introduced a bill entitled "An act releasing the interest of the people of the State of New York in certain real estate owned by John Kirkland, now deceased, in the town of Cicero, Onondaga county, to Adaline Kirkland, his widow," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Barrow introduced a bill entitled "An act to protect the fisheries of Cross lake in the county of Onondaga, State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Sloan introduced a bill entitled "An act to authorize the city of Oswego to convey by deed a part of lot 97, Van Beuren tract, in said city," which was read the first time, and by unanimous consent was

also read the second time, and referred to the committee on affairs of cities.

Mr. Prince introduced a bill entitled "An act to amend 'An act to authorize the trustees of the village of Flushing to issue bonds and raise money for the purchase of a steam fire engine, and for the mapping and establishment of lines and grades for the streets and public places in said village,' passed April 18, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act to amend the charter of the village of Whitestone," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, the bill entitled "An act to amend 'An act to provide for supplying the village of Flushing, Queens county, with pure and wholesome water,' passed February 15, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Oakley introduced a bill entitled "An act to incorporate the Anglo-American Loan and Trust Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act to incorporate the New York and Westchester Elevated Rapid Transit Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Batcheller introduced a bill entitled "An act to amend an act entitled 'An act to provide for the appointment of a police justice of the village of Saratoga Springs,' passed May 14, 1845, and the acts amendatory thereof, passed March 27, 1857, and May 8, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Houghton introduced a bill entitled "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Bennett introduced a bill entitled "An act to provide for the proper drainage of lands and filling of ponds and low lands for the promotion of the public health," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Also, a bill entitled "An act to provide for the sale and improvement of certain lands belonging to the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Sullivan introduced a bill entitled "An act to authorize and require the erection of a road-way in the city of New York for the passage of steam cars, from about the City Hall to about Forty-second street at the junction of Fourth avenue, and providing for the payment therefor and the disposition thereof, and for rapid transit thereby to the Harlem river," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Blumenthal introduced a bill entitled "An act to provide for sta-

bility of construction and security against conflagrations in buildings erected in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Braman introduced a bill entitled "An act to divide the town of Watervliet in the county of Albany, and erect the town of West Troy," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on civil divisions.

Messrs. O'Callaghan and Sullivan presented two petitions of citizens, asking for the exemption of bonds and mortgages from taxation; which were read and referred to the committee on ways and means.

Messrs. Speaker and Hazelton, presented petitions in favor of compulsory education; which were read and referred to the committee on public education.

Mr. Holden presented a petition of citizens of St. Lawrence county, asking for a law prohibiting the sale of alcoholic liquors; which was read and referred to the committee on internal affairs.

Mr. Witbeck presented petitions of residents of Rensselaer county, providing for building a bridge over Boston and Albany Railroad; which were read and referred to the committee on railroads.

Mr. Speaker presented a memorial of the board of trade in favor of the canal funding bill; which was read and ordered laid upon the table.

Mr. Alberger presented a petition of Jacob Hartil, asking compensation for canal damages; which was read and referred to the committee on canals.

Mr. Oakley called from the table the report of the sub-committee of the whole, in the words following:

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 301, printed No. 283, entitled "An act to amend the charter of the village of Little Falls, New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 361, printed No. 342, entitled "An act to incorporate the Odd Fellows' Hall Association of Harlem, in the city of New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 399, printed No. 375, entitled "An act for the promotion of rifle practice in the National Guard," reported in favor of the passage of the same with the following amendment:

Add to section 12: "And the directors of the National Rifle Association hereafter elected shall be chosen from and elected by the life members of such association."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 315, printed No. 297, entitled "An act in relation to the county court-house and jail in Queens county," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 305, printed No. 287, entitled "An act for the preservation of fish, commonly called speckled trout, in any of the waters of the counties of Delaware, Ulster or in the town of Halcott, in the county of Greene, in the State of New York," reported in favor of the passage of the same, with the following amendments:

Line 1, section 1, strike out the word "two" and insert the word "three." Line 2, strike out the word "March" and insert the word

"April." Lines 3 and 4, strike out the words "with intent so to do." Line 5, after the word "Delaware" insert the word "Chenango." Line 6, strike out the words "county of."

Section 3, line 3, after the word "Delaware" insert the word "Chenango."

Section 5, strike out the words "on the 1st day of March, 1874," and insert the word "immediately."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 359, printed No. 340, entitled "An act to incorporate the Ausable Valley Masonic Hall and Literary Association," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 360, printed No. 341, entitled "An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1867, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same,'" reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 302, printed No. 284, entitled "An act to enable the trustees of the village of Clyde, New York, to raise by tax the sum of \$6,000 and interest thereon, wherewith to pay the indebtedness existing against said village," reported the same adversely.

Mr. Speaker put the question whether the House would agree to said adverse report, and it was determined in the affirmative.

And said bill was rejected.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 300, printed No. 282, entitled "An act to amend an act entitled 'An act to authorize the trustees of the village of Kinderhook to borrow money to be expended in the purchase of a lot of ground and the erection thereon of a suitable building, adapted to the purposes of a public hall, and a room for a fire engine for the use of said village,' passed April 29, 1873," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 366, printed No. 347, entitled "An act to establish the Evangelical Italian Orphan Asylum," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 338, printed No. 319, entitled "An act to amend chapter 90 of the Laws of 1873, entitled 'An act to provide for the election of town officers and the transaction of town business in the town of Greenburgh, in the county of Westchester,' passed March 18, 1873," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 250, printed No. 234, entitled "An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts 18 and 19 in the town of Ledyard, in the county of Cayuga, and to provide for the election of path master in said district,'" reported in favor of the passage of the same with the following amendments:

"Section 3. Section 4 of said act is hereby amended so as to read as follows:

"Section 4. The person so appointed overseer of highways shall,

before entering upon his duties, execute and deliver to the supervisor of the town of Ledyard, a bond, in the penal sum of \$1,000, with one or more sureties, to be approved by said supervisor, conditioned for the faithful discharge of his duties as such overseer of highways."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 209, printed No. 193, entitled "An act to provide for the purchase of a new school-house site and erection of a new school-house thereon, and for the sale of the present school-houses and sites in school district No. 2 of the town of Kinderhook, county of Columbia," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 269, printed No. 254, entitled "An act to authorize the village of Dunkirk to purchase certain real estate in said village known as the "Arsenal," for a city-hall, and to issue the bonds of said village in payment thereof, and for other purposes," reported in favor of the passage of the same with the following amendments:

Add to section 5: "And for that purpose they are hereby authorized to expend, in making such repairs and alterations, the sum of \$2,500."

Section 6, strike out lines 1 and 2 and word "the" in third line. Line 4, strike out the words "in such amount," and insert the words "authorized to be raised by this act;" at the end of line 4 insert the words "out of the same." Line 5, strike out the words "the proceeds" and insert the words "the sum of \$2,500."

Insert as section 7 the following: "Section 7. The commissioners herein named shall, when required by the board of trustees of said village, render a report under oath of their expenditures and proceedings under this act. Said board is authorized to audit and adjust their accounts, and shall have power to send for persons and papers for such purpose."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 234, printed No. 216, entitled "An act to amend an act entitled 'An act to incorporate the village of Lyons,' passed April 17, 1854, and the acts amendatory thereof," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 174, printed No. 162, entitled "An act in relation to the compensation of overseer of the poor of the town of Rhinebeck, Dutchess county," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 321, printed No. 303, entitled "An act to confirm the official acts of John P. Bennett, as a notary public, of Wayne county," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 341, printed No. 321, entitled "An act to authorize the town of Clifton Park, Saratoga county, to purchase the bridge belonging to the Schenectady Bridge Company," reported in favor of the passage of the same.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

Mr. Alvord hereby gives notice that at an early day a motion will be

made to suspend rules Nos. 44, 51 and 65, so as to allow the reconsideration of the vote by which the bill, the title of which is hereby recited, was lost on its final passage, to wit: (Assembly bill No. 151) "An act to incorporate the New York Rapid Transit Company, and to provide a comfortable, safe and speedy system of cheap transportation through the city of New York."

Mr. C. S. Spencer called from the table the resolution previously offered by him in words following:

Whereas, It is alleged that the right of public meeting and of free speech, guaranteed to all citizens by the Federal and State Constitutions, has been interfered with by the municipal authorities of the city of New York;

Whereas, It is further alleged that the police board of said city, after granting to certain parties claiming to be unemployed and suffering workmen, the authority to hold a public meeting at Tompkins Square on the 13th of January last, did, without issuing any notice or warning which could reach these parties, suddenly and unexpectedly fall upon them, cruelly assault them, and maim and wound a large number of them while peaceably and with peaceful intent gathering to discuss their suffering condition and their grievances;

Whereas, It is alleged that the testimony and affidavits of these assailed and aggrieved persons to the number of one hundred, more or less, are ready for presentation;

Whereas, It is alleged that, subsequent to the time above mentioned, the police authorities further interfered, by menaces and other means, with the right of meeting in public halls of persons who wished to protest against their alleged illegal and cruel conduct on the 13th of January;

Whereas, It is alleged by the complainants that they have been sent to lay their grievances before this body by twenty-seven working-men's and other societies of the city of New York, representing many thousands of American citizens; therefore,

Resolved, That these matters complained of by said complainants, and referred to in the foregoing preamble, be referred to the committee on grievances, who are instructed to give said complainants a hearing before such committee, not later than the 25th inst., in order that if, upon the presentation of the case there made, it be thought advisable to procure a legislative investigation of the serious allegations of said complainants, such investigation may be immediately provided for.

Mr. Alvord moved that said resolutions be referred to the committee on grievances.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hayes offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill, G. O. 474 (not printed), entitled "An act to amend the election law of the city of New York," be recommitted to the committee on affairs of cities, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Melvin offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 50, entitled "An act to amend an act

entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the superintendents of the poor therein to the office of the commissioner of charities of the county of Kings,' passed April 14, 1871," now on the order of third reading of bills, be recommitted to the committee on affairs of cities for amendment, said bill to retain its place on third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Resolved, That the manual of rules known as the "Blue Book," now in the Clerk's room, be distributed among the members of this House, giving to each member an equal number.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the first line of Assembly rule 40, which now reads "bills printed and upon the general orders," be amended so as to read "bills reported favorably, printed and upon the general orders."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Comstock	Kirk	H. Smith
Alvord	Daly	Knapp	J. W. Smith
Badger	Denniston	Kshinka	Snyder
Barrow	Dickson	Lincoln	Speaker
Batcheller	Eastman	Lockwood	C. S. Spencer
Beecher	Ely	Lynde	Stover
Bennett	Farrar	Melvin	Sullivan
Berri	Fish	Nice	Sunderlin
Blumenthal	Hammond	Oakley	Taylor
Bordwell	Hanrahan	Persons	Tewksbury
Bostwick	Hardy	Petty	Thorp
Brown	Hayes	Phillips	Waeliner
Burritt	Hazelton	S. G. Pope	Weed
Carpenter	Holden	Prince	West
Chadwick	Houghton	Scherman	Witbeck
Clark	Hussey	Schifferdecker	Winfield
Cleary	Jones	Sloan	

Mr. Burritt offered for the consideration of the House a resolution, in the words following:

Resolved, That when this House adjourn to-day, it be to meet to-morrow morning at 10 o'clock; and hereafter this House meet at 10 o'clock and adjourn at 1 o'clock each day.

Mr. Burritt moved to lay said resolution upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Oakley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 363, G. O. 386, entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,' passed April 13, 1871," and the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Stover offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 309, entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' etc., be recommitted to the committee on railroads, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Whereas, The fees received by the coroners of the city and county of New York are inordinately large; therefore,

Resolved, That the board of supervisors of the city and county of New York, be and are hereby directed to transmit to this body, at their earliest convenience, the aggregate amount of all bills for the year 1873, furnished to them by the coroners of the city and county of New York, for audit.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend an act entitled 'An act to provide for the support and care of State paupers,' passed June 7, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to repeal an act entitled 'An act to amend chapter 664, Laws of 1867, entitled An act to enable the supervisors of Montgomery county to refund illegal taxes, passed April 23, 1867,' passed May 16, 1873," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Stover, said bill was substituted for Assembly bill now on general orders.

"An act to incorporate the Utica and Fair Ground Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend sections 3 and 4 of chapter 408 of the Laws of 1870, entitled 'An act relating to the supreme court and to the election of a judge of the court of common pleas in and for the city and county of New York,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend an act, entitled 'An act to amend the Revised Statutes in relation to laying out public roads, and of public roads and of the alteration thereof, in the town of Greenburgh,' passed April 15, 1854."

"An act authorizing and empowering the board of directors of the village of Saugerties, in the county of Ulster, to assess, levy and collect the sum of \$4,600, for the purpose of liquidating and discharging the indebtedness of said village."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Speaker appointed as reporter for the New York Herald, in place of Mr. Meaghan, who has resigned, H. V. O'Connor.

Mr. Bennett offered for the consideration of the House a resolution in the words following:

Whereas, Some of the standing committees of this House have too much business to do, while others have little or nothing; therefore,

Resolved, That the Speaker of this Assembly be authorized to appoint two committees on ways and means, to be designated as committee No. 1 and committee No. 2; two committees on the judiciary, and two committees on affairs of cities, both to be similarly classified.

On motion of Mr. Alvord, said resolution was referred to the committee on rules.

Mr. Speaker presented the annual report of the literary and scientific society of the German apothecaries of New York.

Ordered, That said report be laid on the table and printed.

(See Doc. No. 100.)

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds."

"An act to regulate the appointment of superintendents of canals, and to define the duties and powers of the canal commissioners."

"An act to create a state board of health for the protection of life and health, and to prevent the spread of diseases in the State of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Kshinka, from said committee, reported progress on said first and third mentioned bills, and asked and obtained leave to sit again.

Mr. Kshinka, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

Mr. Alberger moved that said bill be made a special order for Thursday evening next, at 7½ o'clock.

Mr. Alvord moved to amend by inserting before the word "Thursday," the words "one week from."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 59 }
{ NOES 15 }

Those who voted in the affirmative, were

Abeel	Clark	Houghton	Schifferdecker
Alberger	Comstock	Hussey	Sherwood
Badger	Daly	Jones	Sloan
Barrow	Davis	Landfield	H. Smith
Batcheller	Denniston	Lawrence	Snyder
Beecher	Dickson	Lincoln	C. S. Spencer
Bennett	Eastman	Lockwood	Sullivan
Berri	Ely	Lynde	Sunderlin
Blumenthal	Farrar	Oakley	Taylor
Bordwell	Fish	Parry	Tewksbury
Bostwick	Goss	Persons	Thorp
Brown	Hammond	Petty	West
Burritt	Hardy	Phillips	Witbeck
Carpenter	Hoag	S. G. Pope	Winfield
Chadwick	Holden	Prince	

Those who voted in the negative, were

Alvord	Hazelton	Melvin	Wachner
Blessing	Kirk	O'Callaghan	Weed
Hanrahan	Knapp	Patten	C. B. Wood
Hayes	Kshinka	J. W. Smith	

Mr. Alberger offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 390, G. O. 415, entitled "An act to abolish the office of superintendent of canal repairs, and to give additional powers to the Canal Commissioners for the more efficient and economical maintenance of the canals of this State," be committed to to the same committee of the whole as Assembly bill No. 57. G. O. 54, which has been made a special order for the 19th inst.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Prince moved that the amendments to articles 3 and 7 of the Constitution be made a special order for Thursday morning immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, Mr. Melvin introduced a bill entitled "An act to authorize the laying of rails and to run cars thereon for the transportation of passengers in certain streets and avenues of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

On motion of Mr. C. S. Spencer, at 9 o'clock and 15 minutes, the House adjourned.

TUESDAY, MARCH 17, 1874.

The House met pursuant to adjournment.

No clergyman present.

On motion of Mr. Alberger, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 380, G. O. 403, "An act in relation to the sale of syphons and fountains used by the manufacturers of mineral waters."

Assembly bill No. 383, G. O. 408, "An act to authorize attorneys of the supreme court of this State to act as notaries public in certain cases."

Assembly bill No. 389, G. O. 414, "An act to confirm the proceedings of the board of supervisors of the county of New York, in the authorization of the appointment of assistant keepers at the county jail in said county, and for the relief of the persons so appointed."

Assembly bill No. 392, G. O. 417, "An act requiring the commissioners appointed by the county judge of Madison county, under the act to aid the construction of the New York and Oswego Midland Railroad, for the purpose of bonding the village of Oneida, in said county, in aid of said railroad, to pay over the balance of money in their hands to the treasurer of said village, for the redemption of certain bonds of said village."

Assembly bill No. 397, G. O. 422, "An act authorizing the commissioners of highways in the town of Galen, in Wayne county, to restore the records of highways of said town of Galen, lost by fire or otherwise."

Assembly bill No. 398, G. O. 423, "An act to authorize the town of Oswegatchie to raise money to build a bridge over the Oswegatchie river, above the mill dam, in the city of Ogdensburg, appointing commissioners for that purpose, and providing means for payment."

Assembly bill No. 399, G. O. 424, "An act relating to the preservation of fish within the county of Cortland, State of New York."

Assembly bill No. 401, G. O. 426, "An act to amend chapter 396 of the Laws of 1872, entitled 'An act to incorporate the Mamaroneck and Rye Neck Fire Department,' passed April 28, 1872."

Assembly bill No. 402, G. O. 427, "An act to amend chapter 320 of the Laws of 1860, entitled 'An act to incorporate the Schoharie Valley Stock Growers' Association.'"

Assembly bill No. 404, G. O. 429, "An act to provide for the establishment of a system of graded schools in the village of Ithaca."

Assembly bill No. 405, G. O. 430, "An act to provide for the erection of a school-house in school district No. 3 of the town of Flatlands, in the county of Kings."

Assembly bill No. 406, G. O. 433, "An act to amend an act entitled 'An act to amend chapter 281 of the Laws of 1845, entitled An act

declaring a part of the Big Brokenstraw creek a public highway, passed May 14, 1845,' passed May 1, 1869, three-fifths being present."

Assembly bill No. 409, G. O. 436, "An act for the relief of the Hebrew Benevolent and Orphan Asylum Society of the city of New York, and to authorize changes in conditions of leases to said society."

Assembly bill No. 412, G. O. 441, "An act to consolidate the Albany Hospital with the Albany Medical College."

Senate No. 74, G. O. 342, "An act to authorize the commissioners of the town of Plainfield, in the county of Otsego, appointed under and by virtue of chapter 364 of the Laws of 1866, to issue bonds, and with the proceeds thereof to pay the bonds heretofore issued by said town under and by virtue of said act, and now due."

Senate bill No. 55, G. O. 428, "An act to repeal an act entitled 'An act to amend chapter 664, Laws of 1867, entitled An act to enable the supervisors of Montgomery county to refund illegal taxes, passed April 23, 1867,' passed May 16, 1873."

Mr. Speaker put the question whether the House would agree to refer said bills, and it was determined in the affirmative.

Said bills were so referred.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to authorize the city of Elmira to purchase lands for cemetery purposes, and to issue the bonds of the city in payment thereof."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to consolidate the corporations known as The Congregation Anshe Chesed and The Congregation Temple Adas Jeshurun into one corporation, to be known as 'The Temple Beth-El,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to extend the time to complete the revision of the statutes by the commissioners appointed for that purpose," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent,

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced Mr. Hammond, Int. No. 711, entitled "An act to amend an act to subject certain debts owing to non-residents to taxation," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Healey introduced a bill entitled "An act to incorporate the Water Front Railway and Warehouse Company of New York, and to provide improved commercial facilities for the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. McQueen introduced a bill entitled "An act to authorize the construction of fish-ways in the Hudson and Mohawk rivers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Foote introduced a bill entitled "An act for the relief of Isaac T. Moss crop," which was read the first time, and by unanimous consent

was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act in relation to the Iroquois Agricultural Society," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

Mr. Beecher introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the village of New Berlin, in Chenango county,' passed April 28, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Prince introduced a bill entitled "An act to extend the time for the collection of taxes in the towns of North Hempstead and Oyster Bay, Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Jones introduced a bill entitled "An act to release the estate, title and interest of the people of the State of New York in and to the real estate of which Daniel McRae, late of the town of Forestport, Oneida county, died seized, to William Skillen," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Biglin introduced a bill entitled "An act for the improvement of First avenue, between Fourteenth and Thirty-sixth streets, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. McGroarty introduced a bill entitled "An act to provide for the extension of Ocean avenue, in the county of Kings, to the Atlantic ocean," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to provide for the opening of a street in continuation of Eighty-sixth street, in the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Oakley introduced a bill entitled "An act to authorize the Hunter's Point, Ravenswood and Astoria Railroad Company to lay tracks through Fulton street in Long Island City, extending the time for the completion of the road, and authorizing them to issue bonds and mortgage their property," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Berri introduced a bill entitled "An act to amend an act entitled 'An act to amend the charter of the city of Brooklyn, and the various amendments thereof,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Coffey introduced a bill entitled "An act to amend an act entitled 'An act to alter the commissioners' map of the city of Brooklyn, and for other purposes,' passed May 12, 1846, and the acts amendatory thereof, passed April 10, 1850, and April 14, 1852," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Eastman introduced a bill entitled "An act to regulate the

quality and price of illuminating gas, and to provide for the office of meter inspector for the city of Poughkeepsie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trades and manufactures.

Messrs. Allen and Bennett presented several petitions of tax payers of Kings county in favor of annexation; which were read and referred to the committee on affairs of cities.

Mr. Healey presented a petition of citizens in favor of aiding the Broadway Underground railway; which was read and committed to the committee of the whole.

Messrs. Beebe and Carpenter presented petitions of citizens in favor of taxing the New York and Oswego Midland railroad; which were read and referred to the committee on railroads.

Mr. Carpenter presented a petition of William Hamilton, asking to be reimbursed his expenses in the defense of his patent for lands; which was read and referred to the committee on petitions of aliens.

Mr. W. Miller presented a petition of the tax payers of Herkimer county asking for the repeal of the law requiring the publication of the Session Laws; which was read and referred to the committee on the judiciary.

Mr. Bostwick presented a petition for a law prohibiting the sale of alcoholic liquors; which was read and referred to the committee on internal affairs.

Mr. Bruman presented a petition of owners of 200 boats asking for reduction of canal tolls; which was read and referred to the committee on canals.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

By unanimous consent, Mr. West offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill, printed No. 108, G. O. 461, entitled "An act to extend the powers of the Ellenville Glass Works, and to authorize the said glass works to borrow money and to secure the same by a mortgage upon all their property, real and personal," and that the same be ordered to and now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Kshinka	Schifferdecker
Alberger	Denniston	Landfield	Shattuck
Allen	Dickson	Lincoln	Sherwood
Alvord	Donahue	Manley	Sloan
Bassett	Eastman	McQueen	H. Smith

Batcheller	Ely	Melvin	Snyder
Beecher	Farrar	W. Miller	C. S. Spencer
Bennett	Fish	Morey	Stephens
Biglin	Foots	Nice	Sunderlin
Blessing	Goss	Oakley	Taylor
Bordwell	Hammond	Parry	Tewksbury
Bostwick	Hardy	Patten	Thorp
Braman	Hayes	Persons	Townsend
Brown	Healey	Petty	Vedder
Burritt	Hiller	Philpot	Wachner
Carpenter	Hoag	G. Pope	Wagstaff
Chadwick	Holden	S. G. Pope	West
Clark	Houghton	Prince	Whalen
Comstock	Hussey	Sanford	Witbeck
Coughlin	Jones	Scherman	Winfield

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates,' passed May 2, 1863," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

} AYES 24 }
 } NOES 3 }

Those who voted in the affirmative, were

Alberger	Coffey	Hoag	Prince
Barrow	Deane	Houghton	C. S. Spencer
Batcheller	Donahue	Jones	Thorp
Bennett	Eastman	McGroarty	Wachner
Braman	Farrar	Petty	West
Chadwick	Hardy	G. Pope	Winfield

Those who voted in the negative, were

Alvord	Lincoln	Sherwood
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Mr. Holden moved to reconsider said vote, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act for the relief of Catharine Seymore, by conferring jurisdiction on the Canal Appraisers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Denniston	Lincoln	Sanford
Alberger	Donahue	Mackin	Scherman
Alvord	Eastman	Manley	Schifferdecker
Barrow	Ely	McGroarty	Shattuck
Bassett	Farrar	McQueen	Sherwood
Beecher	Fish	Melvin	Sloan
Bennett	Foote	E. Miller	H. Smith
Biglin	Goss	Morey	C. S. Spencer
Blessing	Gurnee	Murray	Stacy
Blumenthal	Hammond	Nice	Stover
Bordwell	Hayes	Oakley	Sullivan
Bostwick	Hazelton	Parry	Sunderlin
Braman	Healey	Patten	Taylor
Brewer	Herrick	Persons	Towksbury
Burritt	Hoag	Petty	Thorp
Carpenter	Houghton	Philpot	Vedder
Clark	Hussey	G. Pope	Waehner
Coffey	Kshinka	S. G. Pope	West
Comstock	Landfield	Prince	Wight
Daly	Lawrence		

Those who voted in the negative, were

Batcheller Brown

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act relating to the publication of notices of election," being announced for a third reading,

Mr. Lincoln moved to recommit said bill to the committee on the judiciary, with instructions to strike out the words "not less than two in each county, of which one shall be in each Assembly district, if there be more than one in the county," and insert in lieu thereof the words "not less than two in each Assembly district having the largest bona fide circulation, representing the two leading political parties," and report forthwith, retaining its place on third reading of bills.

Mr. Alberger moved to amend by inserting after the word "Kings" the words "and Erie."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the negative.

Mr. Bennett moved to amend by inserting after the word "be," in line 4, section 1, the words "printed and published."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bennett, and it was determined in the negative.

Mr. Prince moved to amend by instructing said committee to report a bill directing the publication of election notices in every paper which has been regularly published in said county for one year, and having a bona fide circulation of five hundred in the county.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

Mr. Alberger moved to recommit said bill to the committee, with

instructions to strike out the enacting clause, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the negative.

{ AYES 27 }
{ NOES 38 }

Those who voted in the affirmative, were

Alberger	Carpenter	Knapp	Philpot
Beebe	Chadwick	Kshinka	G. Pope
Bennett	Footo	Lawrence	J. W. Smith
Berri	Hanrahan	McGroarty	Thorp
Blessing	Hazelton	McQueen	Winfield
Blumenthal	Holden	Melvin	C. B. Wood
Braman	Johnson	Nice	

Those who voted in the negative, were

Alvord	Davis	Landfield	Sanford
Badger	Deane	Lincoln	Scherman
Bassett	Eastman	W. Miller	Sherwood
Batcheller	Ely	Morey	Sloan
Beecher	Farrar	Parry	H. Smith
Bordwell	Fish	Persons	Stacy
Brewer	Gurnee	Petty	Tewksbury
Burritt	Hardy	Phillips	Vedder
Clark	Hoag	Prince	Wight
Comstock	Hussey		

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the affirmative.

The bill entitled "An act to authorize the Grand Trunk Railway Company of Canada to purchase and hold real estate in the city of Buffalo," being announced for a third reading,

Mr. Alvord moved to recommit said bill to the committee on railroads, with instructions to strike out the second section.

Mr. Hammond moved to amend by striking out the words down to and including the word "amended," on line 12, and insert "Section 1."

Also, after the word "Buffalo," on line 14, as printed, insert the words "as the Buffalo and Lake Huron Railway Company was authorized to purchase and hold in the city of Buffalo."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hammond, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 23 }

Those who voted in the affirmative, were

Abeel	Davis	Lawrence	Sanford
Alberger	Deane	Lockwood	Scherman
Allen	Dickson	Mackin	Schifferdecker
Bassett	Eastman	Manley	Sherwood
Beebe	Ely	McGroarty	Sloan
Beecher	Foots	McQueen	J. W. Smith
Bennett	Goss	E. Miller	Snyder
Biglin	Gurnee	W. Miller	C. S. Spencer
Blumenthal	Hammond	Morey	Stacy
Bordwell	Hanrahan	Nice	Taylor
Braman	Hardy	Oakley	Thorp
Brewer	Hazeltan	Parry	Wagstaff
Brown	Hiller	Persons	Weed
Carpenter	Hoag	Petty	West
Clark	Holden	G. Pope	Winfield
Comstock	Knapp	S. G. Pope	C. B. Wood
Daly	Kshinka	Prince	

Those who voted in the negative, were

Alvord	Farrar	Jones	Stover
Berri	Fish	Kirk	Sullivan
Blessing	Hayes	Melvin	Sunderlin
Burritt	Healey	Patten	Wachner
Coffey	Herrick	Shattuck	Wight
Donahue	Houghton	H. Smith	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 2 of chapter 800 of the Laws of 1868, entitled 'An act to authorize Lewis Runyon to establish a ferry across the Seneca lake at Lodi Landing,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Landfield	Sherwood
Alberger	Deane	Lincoln	Sloan
Alvord	Denniston	Lynde	H. Smith
Badger	Dickson	Mackin	Snyder
Bassett	Eastman	Manley	C. S. Spencer
Batcheller	Farrar	McAfee	Stacy
Beebe	Fish	Melvin	Stephens
Beecher	Foots	W. Miller	Stover
Bennett	Goss	Morey	Taylor
Berri	Hammond	Nice	Thorp
Blessing	Hardy	Parry	Vedder

Bordwell	Hayes	Patten	Waehner
Bostwick	Hazelton	Persons	Weed
Braman	Herrick	Petty	West
Brewer	Hiller	Phillips	Whalen
Bulkley	Hoag	Philpot	Witbeck
Burritt	Hussey	S. G. Pope	Wight
Carpenter	Johnson	Prince	Winfield
Chadwick	Jones	Sanford	C. B. Wood
Clark	Kirk	Scherman	Worth
Coffey	Knapp	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to regulate the size of apple, pear and potato barrels,' passed May 12, 1862," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 14 }

Those who voted in the affirmative, were

Abeel	Dickson	Lawrence	Shattuck
Alberger	Donahue	Lockwood	Sherwood
Allen	Eastman	Manley	Sloan
Badger	Farrar	McGroarty	Snyder
Bassett	Fish	McQueen	Speaker
Batcheller	Foote	Melvin	C. S. Spencer
Beecher	Goss	E. Miller	Stacy
Bennett	Gurnee	Morey	Stover
Berri	Hardy	Oakley	Sunderlin
Biglin	Hazelton	Parry	Taylor
Blessing	Hoag	Petty	Thorp
Braman	Houghton	Phillips	Vedder
Brown	Hussey	Philpot	Wagstaff
Carpenter	Johnson	G. Pope	West
Clark	Jones	S. G. Pope	Wight
Coffey	Knapp	Prince	Winfield
Comstock	Kshinka	Schifferdecker	

Those who voted in the negative, were

Alvord	Burritt	W. Miller	Sullivan
Beebe	Davis	Persons	Tewksbury
Bulmenthal	Holden	Sanford	C. B. Wood
Bordwell	Mackin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Herkimer and Middleville Stone Road," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Schifferdecker
Alberger	Daly	Knapp	Shattuck
Allen	Davis	Kshinka	Sherwood
Alvord	Deane	Lockwood	Simon
Barrow	Denniston	Manley	Sloan
Bassett	Dickson	McGroarty	H. Smith
Beebe	Donahue	McQueen	Snyder
Beecher	Eastman	Melvin	Speaker
Bennett	Farrar	W. Miller	C. S. Spencer
Berri	Foote	Morey	Stacy
Biglin	Goss	Oakley	Stover
Blumenthal	Gurnee	Parry	Sunderlin
Bordwell	Hardy	Persons	Taylor
Braman	Hazelton	Petty	Tewksbury
Brown	Hiller	Phillips	Thorp
Bulkley	Holden	Philpot	West
Burritt	Houghton	G. Pope	Wight
Carpenter	Hussey	S. G. Pope	Winfield
Cauldwell	Johnson	Sanford	C. B. Wood
Clark	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to increase the capital stock of the Jamaica and Brooklyn Plank-road Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lockwood	Shattuck
Alberger	Davis	Lynde	Sherwood
Alvord	Denniston	Mackin	Sloan
Badger	Eastman	Manley	J. W. Smith
Batcheller	Ely	McQueen	Snyder
Beebe	Farrar	Melvin	C. S. Spencer
Beecher	Fish	E. Miller	Stacy
Berri	Foote	W. Miller	Stover
Blessing	Goss	Morey	Sunderlin
Blumenthal	Gurnee	Nice	Taylor
Bordwell	Hammond	Oakley	Tewksbury
Bostwick	Hardy	Parry	Thorp
Braun	Hayes	Patten	Townsend

Brewer	Hazelton	Lincoln	Schifferdecker
Brown	Herrick	Persons	Vedder
Bulkley	Hoag	Petty	Waehner
Burritt	Houghton	Philpot	Weed
Carpenter	Hussey	G. Pope	West
Chadwick	Johnson	S. G. Pope	Witbeck
Clark	Jones	Prince	Wight
Comstock	Knapp	Sanford	Winfield
Coughlin	Lawrence	Scherman	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Le Roy,' passed April 6, 1857, and of the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Jones	Sanford
Alvord	Daly	Knapp	Scherman
Badger	Deane	Kshinka	Schifferdecker
Barrow	Denniston	Lincoln	Sherwood
Bassett	Dickson	Lockwood	Sloan
Batcheller	Eastman	Lynde	H. Smith
Beecher	Ely	Mackin	Snyder
Bennett	Farrar	Manley	C. S. Spencer
Berri	Fish	McAfee	Stover
Biglin	Foote	E. Miller	Sunderlin
Blessing	Goss	W. Miller	Taylor
Bordwell	Gregory	Morey	Thorp
Bostwick	Hammond	Nice	Vedder
Braman	Hayes	Parry	Waehner
Brewer	Hazelton	Patten	West
Brown	Herrick	Persons	Whalen
Bulkley	Hoag	Petty	Witbeck
Burritt	Holden	Philpot	Wight
Carpenter	Houghton	S. G. Pope	Winfield
Chadwick	Hussey	Prince	C. B. Wood
Comstock	Johnson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to legalize the State and county taxes in the county of Rensselaer, for the year 1859, and to provide for the collection thereof, and to authorize the sale of lands in the city of Troy for unpaid State and county taxes, passed April 10, 1860,' and to provide for all lands returned for non-payment of taxes by the collectors of the several

towns in said county of Rensselaer, shall be sold by the county treasurer in the city of Troy, and be subject to redemption and conveyance, passed April 2, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	Manley	Sloan
Alvord	Eastman	McAfee	H. Smith
Badger	Ely	Melvin	Snyder
Bassett	Farrar	E. Miller	C. S. Spencer
Batcheller	Fish	W. Miller	G. W. Spencer
Beebe	Foots	Morey	Stacy
Beecher	Goss	Nice	Stover
Bennett	Gurnee	Parry	Sullivan
Berri	Hammond	Patten	Sunderlin
Blessing	Hardy	Persons	Taylor
Blumenthal	Hayes	Petty	Tewksbury
Bordwell	Hoag	Philpot	Thorp
Braman	Holden	G. Pope	Townsend
Brewer	Houghton	S. G. Pope	Vedder
Brown	Hussey	Prince	Waelner
Carpenter	Johnson	Quinn	Wagstaff
Chadwick	Kirk	Sanford	Weed
Clark	Kshinka	Scherman	Whalen
Coffey	Landfield	Schifferdecker	Witbeck
Daly	Lincoln	Shattuck	Wight
Davis	Lockwood	Sherwood	Winfield
Deane	Mackin	Simon	C. B. Wood
Denniston			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize the business of banking,' passed April 18, 1838," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Dickson	Lynde	Scherman
Allen	Donahue	Mackin	Shattuck
Alvord	Eastman	McAfee	Sherwood
Badger	Ely	McGroarty	Sloan
Bassett	Farrar	McQueen	H. Smith
Batcheller	Fish	Melvin	C. S. Spencer

Beecher	Footo	Murray	Stover
Bennett	Gurnee	Oakley	Sullivan
Berri	Hardy	Parry	Sunderlin
Blessing	Hayes	Persons	Taylor
Blumenthal	Hazelton	Petty	Thorp
Bordwell	Healey	Phillips	Vedder
Brewer	Holden	Philpot	Wagstaff
Brown	Hussey	G. Pope	West
Clark	Johnson	Prince	Winfield
Coughlin	Jones	Sanford	C. B. Wood
Davis	Kirk		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Albany County Savings Bank," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Knapp	Schifferdecker
Alberger	Davis	Lincoln	Sherwood
Allen	Denniston	Lockwood	Sloan
Alvord	Dickson	Mackin	Snyder
Badger	Eastman	Manley	C. S. Spencer
Bassett	Ely	McGroarty	Stacy
Batcheller	Farrar	McQueen	Stover
Beebe	Fish	E. Miller	Taylor
Beecher	Footo	W. Miller	Tewksbury
Bennett	Goss	Nice	Thorp
Bordwell	Gurnee	Parry	Townsend
Braman	Hammond	Patten	Vedder
Brewer	Hardy	Persons	Waehner
Brown	Hazelton	Petty	West
Burritt	Hoag	Philpot	Whalen
Carpenter	Houghton	G. Pope	Witbeck
Chadwick	Hussey	S. G. Pope	Wight
Clark	Jones	Prince	Winfield
Coffey	Kirk	Scherman	C. B. Wood
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the city of Rochester to levy a tax for the purpose of completing public school buildings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kshinka	Schifferdecker
Alberger	Daly	Landfield	Shattuck
Allen	Davis	Lynde	Sherwood
Alvord	Denniston	Mackin	Sloan
Badger	Dickson	Manley	H. Smith
Bassett	Ely	McGroarty	C. S. Spencer
Batcheller	Farrar	McQueen	Stover
Beebe	Fish	Melvin	Sullivan
Beecher	Foote	W. Miller	Sunderlin
Bennett	Goss	Morey	Taylor
Blumenthal	Gurnee	Nice	Tewksbury
Bordwell	Hammond	Oakley	Thorp
Bostwick	Hayes	Patten	Vedder
Braman	Hazelton	Persons	Wachner
Brewer	Hoag	Petty	Wagstaff
Brown	Holden	Philpot	Weed
Burritt	Houghton	S. G. Pope	West
Carpenter	Hussey	Prince	Witbeck
Clark	Kirk	Sanford	Wight
Cleary	Knapp	Scherman	C. B. Wood
Coffey			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of supervisors of Erie county to regulate the publishing of election notices in said county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Jones	Shattuck
Allen	Davis	Knapp	Sherwood
Alvord	Denniston	Kshinka	Sloan
Badger	Dickson	Landfield	H. Smith
Bassett	Donahue	Lockwood	C. S. Spencer
Batcheller	Eastman	Mackin	Stover
Beebe	Ely	Manley	Sunderlin
Beecher	Farrar	McGroarty	Taylor
Bennett	Fish	E. Miller	Tewksbury
Berri	Foote	Morey	Thorp
Biglin	Goss	Oakley	Vedder
Blumenthal	Gurnee	Parry	Wachner
Bostwick	Hanrahan	Patten	Wagstaff
Braman	Hardy	Persons	Weed
Brewer	Hazelton	Petty	West

Brown	Healey	Philpot	Whalen
Burritt	Holden	G. Pope	Wight
Carpenter	Houghton	S. G. Pope	Winfield
Cauldwell	Hussey	Sanford	C. B. Wood
Clark	Johnson	Scherman	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act re-appropriating certain moneys to the State Homœopathic Asylum for the Insane at Middletown, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined, in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Hussey	Shattuck
Alberger	Constock	Jones	Sherwood
Allen	Daly	Knapp	Sloan
Alvord	Davis	Mackin	H. Smith
Badger	Deane	Manley	Snyder
Bassett	Denniston	McGroarty	Speaker
Batcheller	Dickson	McQueen	C. S. Spencer
Beebe	Eastman	E. Miller	Sunderlin
Beecher	Ely	W. Miller	Taylor
Bennett	Farrar	Oakley	Tewksbury
Berri	Fish	Parry	Thorp
Biglin	Foote	Patten	Vedder
Blumenthal	Goss	Persons	Waelner
Bordwell	Gurnee	Petty	Wagataff
Bostwick	Hammond	Phillips	Weed
Braman	Hanrahan	Philpot	West
Brewer	Hardy	G. Pope	Whalen
Brown	Hazelton	S. G. Pope	Wight
Burritt	Hoag	Quinn	Winfield
Carpenter	Holden	Sanford	C. B. Wood
Clark	Houghton	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 26, 1869," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Knapp	Schifferdecker
Alberger	Comstock	Kshinka	Sherwood
Allen	Daly	Lockwood	Sloan
Alvord	Davis	Mackin	H. Smith
Badger	Denniston	Manley	C. S. Spencer
Barrow	Dickson	McGroarty	Stover
Bassett	Eastman	McQueen	Sunderlin
Beebe	Ely	Melvin	Taylor
Beecher	Farrar	W. Miller	Tewksbury
Bennett	Fish	Morey	Thorp
Berri	Footo	Nice	Vedder
Blumenthal	Goss	Oakley	Wachner
Bordwell	Gurneo	Parry	Wagstaff
Bostwick	Hanrahan	Patten	Weed
Braman	Hardy	Persons	West
Brewer	Hayes	Petty	Whalen
Brown	Houghton	Philpot	Witbeck
Burritt	Hussey	G. Pope	Wight
Carpenter	Jones	Prince	Winfield
Chadwick	Kirk	Sanford	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to confirm the official acts of Cicero W. Barber, as notary public in and for the county of Washington, done from March 30, 1873, to and including February 18, 1874," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Knapp	Shattuck
Alberger	Daly	Landfield	Sherwood
Allen	Davis	Mackin	Sloan
Alvord	Denniston	Manley	H. Smith
Badger	Dickson	McGroarty	C. S. Spencer
Barrow	Eastman	Melvin	Stephens
Bassett	Ely	E. Miller	Stover
Batcheller	Farrar	W. Miller	Sunderlin
Beecher	Fish	Morey	Taylor
Bennett	Footo	Nice	Tewksbury
Berri	Hammond	Oakley	Thorp
Blessing	Hardy	Parry	Wachner
Blumenthal	Hazelton	Patten	Wagstaff
Braman	Hiller	Persons	West

Brewer	Hoag	Petty	Whalen
Brown	Houghton	S. G. Pope	Witbeck
Carpenter	Hussey	Prince	Wight
Clark	Jones	Sanford	Winfield
Coffey	Kirk	Scherman	C. B. Wood
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize the sale of real estate in which a widow is or shall be entitled to dower in satisfaction and discharge thereof,' passed May 6, 1870," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Kirk	Sloan
Alberger	Clark	Knapp	H. Smith
Alvord	Comstock	Mackin	Snyder
Badger	Daly	Manley	C. S. Spencer
Bassett	Denniston	McGroarty	Stover
Batcheller	Dickson	Melvin	Sunderlin
Beebe	Eastman	Morey	Taylor
Beecher	Ely	Nice	Tewksbury
Bennett	Farrar	Parry	Townsend
Berri	Fish	Patten	Vedder
Biglin	Goss	Persons	Waehner
Blessing	Gurnee	Petty	Wagstaff
Bordwell	Hanrahan	G. Pope	West
Bostwick	Hazelton	Prince	Whalen
Braman	Hoag	Sanford	Witbeck
Brewer	Holden	Scherman	Wight
Burritt	Hussey	Schifferdecker	Winfield
Carpenter	Jones	Sherwood	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act fixing the liberties of jails," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 10 }

Those who voted in the affirmative, were

Abeel	Eastman	Manley	Sherwood
Allen	Ely	McQueen	Sloan

Badger	Farrar	Melvin	J. W. Smith
Bassett	Gurnee	E. Miller	Snyder
Batcheller	Hammond	W. Miller	C. S. Spencer
Beecher	Hardy	Morey	Sullivan
Berri	Hayes	Oakley	Taylor
Biglin	Hazelton	O'Callaghan	Tewksbury
Blessing	Hiller	Parry	Thorp
Blumenthal	Hoag	Persons	Wachner
Bostwick	Holden	Petty	Wagstaff
Braman	Houghton	G. Pope	Weed
Carpenter	Hussey	S. G. Pope	West
Clark	Kirk	Prince	Wight
Comstock	Knapp	Sanford	Winfield
Denniston	Kshinka	Scherman	C. B. Wood
Dickson	Lockwood	Shattuck	Worth
Donahue	Mackin		

Those who voted in the negative, were

Alberger	Brown	Philpot	Stover
Alvord	Foote	H. Smith	Sunderlin
Brewer	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the acts of John H. Mattice as justice of the peace of the town of Broome, in the county of Schoharie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	McGroarty	Sherwood
Alberger	Deane	McQueen	Sloan
Allen	Denniston	Melvin	H. Smith
Alvord	Dickson	E. Miller	Snyder
Badger	Eastman	W. Miller	C. S. Spencer
Barrow	Farrar	Morey	Stover
Bassett	Fish	Nice	Sunderlin
Batcheller	Goss	Oakley	Taylor
Beebe	Hardy	Parry	Tewksbury
Beecher	Hayes	Patten	Thorp
Bennett	Hazelton	Persons	Townsend
Berri	Hiller	Petty	Wachner
Biglin	Hoag	Phillips	Wagstaff
Bordwell	Houghton	G. Pope	Weed
Brewer	Hussey	S. G. Pope	West
Brown	Johnson	Prince	Whalen
Burritt	Jones	Ryan	Witbeck
Chadwick	Kirk	Sanford	Wight

Clark	Knapp	Scherman	C. B. Wood
Comstock	Mackin	Shattuck	Worth
Coughlin	Manley		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the time for the collection of taxes in the county of Richmond to the 15th day of May, 1874," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Knapp	Sherwood
Alberger	Denniston	Mackin	Sloan
Allen	Dickson	Manley	H. Smith
Alvord	Eastman	McGroarty	Snyder
Badger	Ely	Melvin	C. S. Spencer
Bassett	Farrar	E. Miller	Stover
Batcheller	Fish	Morey	Sunderlin
Beebe	Foote	Nice	Taylor
Beecher	Gregory	Parry	Tewksbury
Bennett	Hammond	Patten	Thorp
Blessing	Hardy	Persons	Townsend
Bordwell	Hayes	Petty	Wahner
Bostwick	Hazeltan	Philpot	Wagstaff
Brewer	Hiller	G. Pope	Weed
Brown	Hoag	S. G. Pope	West
Burritt	Houghton	Prince	Whalen
Chadwick	Hussey	Sanford	Wight
Clark	Johnson	Scherman	C. B. Wood
Comstock	Jones	Shattuck	Worth
Daly	Kirk		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the opening and improvement of a portion of Grand street in the city of Brooklyn, and the extension of the same and improvement of such extension, in Queens county, and to provide for the payment therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Carpenter	Holden	G. Pope
Alberger	Chadwick	Houghton	S. G. Pope

Allen	Clark	Hussey	Sanford
Alvord	Comstock	Johnson	Schifferdecker
Badger	Daly	Jones	Shattuck
Bassett	Davis	Knapp	Sherwood
Batcheller	Denniston	Mackin	Snyder
Beebe	Dickson	Manley	C. S. Spencer
Beecher	Eastman	McGroarty	Sullivan
Bennett	Ely	McQueen	Sunderlin
Berri	Farrar	Melvin	Taylor
Biglin	Fish	Morey	Tewksbury
Blessing	Foote	Nice	Thorp
Blumenthal	Goss	Oakley	Wagstaff
Bostwick	Gurnee	O'Callaghan	Weed
Braman	Hanrahan	Patten	West
Brewer	Hardy	Persons	Winfield
Brown	Hazleton	Petty	C. B. Wood
Burritt	Hoag	Philpot	Worth

For the negative,

Kirk

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and a public park, in or outside of the limits of the city of Binghamton, and to lay out the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	McQueen	Sherwood
Alberger	Donahue	Melvin	Sloan
Allen	Eastman	E. Miller	H. Smith
Alvord	Ely	Morey	J. W. Smith
Barrow	Farrar	Murray	Snyder
Bassett	Fish	Nice	C. S. Spencer
Batcheller	Foote	Oakley	Stover
Beecher	Goss	Parry	Sullivan
Bennett	Hardy	Patten	Taylor
Berri	Hayes	Persons	Tewksbury
Biglin	Hoag	Petty	Thorp
Bordwell	Holden	Phillips	Vedder
Brown	Houghton	Philpot	Wahner
Chadwick	Hussey	G. Pope	Wagstaff
Clark	Kirk	S. G. Pope	Weed
Comstock	Knapp	Prince	West
Coughlin	Kshinka	Sanford	Wight
Daly	Mackin	Scherman	Winfield
Deane	Manley	Schifferdecker	C. B. Wood
Denniston	McGroarty	Shattuck	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Weed introduced a bill entitled "An act to provide a board of water commissioners for the village of Plattsburgh, and to prescribe and regulate their duties," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. Lockwood introduced a bill entitled "An act to authorize the construction of a street railroad in the village of Catskill," which was read the first time, and by unanimous consent was also read the second time and referred to the committee on railroads.

By unanimous consent, Mr. Alberger introduced a bill entitled "An act in relation to the filing of canal claims in the office of Canal Appraisers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, Mr. Manley introduced a bill entitled "An act to provide for the repairs of the bridge over the Allegany Reservation at Vandalia, in the town of Carrolton, Cattaraugus," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

By unanimous consent, Mr. Melvin introduced a bill entitled "An act to incorporate the New York Mortgage Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Morey introduced a bill entitled "An act to extend the boundaries of the village of Dansville," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. Allen introduced a bill entitled "An act to amend section 331 of the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent,

Mr. Manley, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 85, entitled "An act to consolidate the corporations known as the Congregation Anshi-Chesed and the Temple Adas Jeshurun into one corporation, to be known as the Temple Beth-El," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act supplementary to an act entitled 'An act to provide for the improvement of a certain highway in the town of Newtown, Queens county, and the city of Brooklyn, Kings county, and for the payment of property taken for such improvement,' passed May 17, 1872, and the act amendatory thereof, passed May 6, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Daly	Kirk	Ryan
Alberger	Deane	Knapp	Sanford
Allen	Denniston	Kshinka	Schifferdecker
Alvord	Donahue	Lawrence	Shattuck
Badger	Eastman	Lockwood	Sherwood
Barrow	Ely	Mackin	J. W. Smith
Bassett	Farrar	Manley	C. S. Spencer
Batcheller	Fish	McGroarty	Sunderlin
Beecher	Foots	Melvin	Taylor
Bennett	Goss	E. Miller	Tewksbury
Blessing	Gurnee	W. Miller	Thorp
Blumenthal	Hanrahan	Morey	Vedder
Bordwell	Hazelton	Oakley	Wachner
Braman	Healey	Parry	Wagstaff
Brewer	Hiller	Petty	Weed
Bulkley	Hoag	Philpot	West
Carpenter	Holden	G. Pope	Wight
Clark	Houghton	S. G. Pope	Winfield
Coffey	Johnson	Prince	C. B. Wood
Comstock			

For the negative,

H. Smith

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to public schools of the city of Auburn,' passed March 4, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

On motion of Mr. Alberger, at 2 o'clock the House took a recess until 7½ o'clock.

HALF-PAST SEVEN.

The House again met.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act requiring canal superintendents to publish monthly abstracts of their official disbursements,' passed March 25, 1853."

"An act to amend chapter 251 of the Laws of 1861, and to provide for the arbitration of mercantile disputes in the port of New York."

"An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. S. G. Pope, from said committee, reported in favor of the passage of said first mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. S. G. Pope, from said committee, also reported in favor of the passage of said second and third mentioned bills, with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Beebe offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill (not printed) G. O. 473 entitled "An act to change the name of Adolph Rhindskopf to Adolph Risdorf," be considered in the next committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Blessing offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 335, G. O. 354, entitled "An act to authorize the construction of a railroad in Forty-second street, in the city of New York," be referred to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members elected to the Assembly not voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to change the name of Adolph Rhindskopf to Adolph Risdorf."

"An act to extend the time for organization and the terms of office and powers of the incorporators and board of directors of the Troy, Lansingburgh and Cohoes Bridge Company, and to amend chapter 321 of the Laws of the State of New York, entitled 'An act to incorporate the Troy, Lansingburgh and Cohoes Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river, from some point on Van Schaick's Island, in the city of Cohoes, to some point in the village of Lansingburgh, south of Bolton's brewery, on said river,' passed April 23, 1872."

"An act to secure to children the benefits of elementary education,"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Petty, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Petty, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Cleary, and by unanimous consent, said bill was amended as follows:

On line 10, section 1, after "Gates H. Barnard" insert "William E. Kisselburgh and Francis J. Molloy." Line 12, after "John H. Camp

bell" insert Robert Dickson." Line 13, after "Sheffield Hayward" insert "Chas. H. Adams." Line 12, change "A. Peebles" to "Augustus A. Peebles."

On motion of Mr. Dickson, the committee of the whole was discharged from the further consideration of said bill, and the same was ordered engrossed and to a third reading.

Mr. Petty from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

Mr. Bostwick moved that said bill be made a special order for Tuesday morning next, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, Mr. Davis offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 390, G. O. 415, entitled "An act to abolish the office of superintendent of canal repairs and to increase the powers of Canal Commissioners," be made the special order for Thursday evening, the 24th, in the same committee of the whole with the bill already made a special order for that evening.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Beebe, at 9 o'clock, the House adjourned.

WEDNESDAY, MARCH 18, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Smart.

On motion of Mr. Bostwick, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Bostwick presented the annual report of the Superintendent of Public Instruction and Regents of the University on the New York State Normal Schools; which was laid on the table and ordered printed.

(See Doc. No. 103.)

Mr. Bostwick offered for the consideration of the House a resolution in the words following :

Resolved, That 1,500 copies of the report of the Superintendent of Public Instruction and the report of the University on the State Normal School at Albany be printed for the use of schools.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Speaker presented the annual report of the Department of Public Parks; which was laid on the table and ordered printed.

(See Doc. No. 101.)

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows :

"An act to amend chapter 561 of the Laws of 1873, entitled 'An act

to amend chapter 789 of the Laws of 1857, authorizing the formation of town insurance companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to amend section 9, title 3, chapter 6, part 2 of the Revised Statutes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend the charter of the village of Little Falls, New York."

"An act to incorporate the Odd Fellows' Hall Association of Harlem, in the city of New York."

"An act for the promotion of rifle practice in the National Guard."

"An act in relation to the county court-house and jail in Queens county."

"An act for the preservation of fish, commonly called speckled trout, in any of the waters of the counties of Delaware, Ulster, or in the town of Halcott, in the county of Greene, in the State of New York."

"An act to incorporate the Ausable Valley Masonic Hall and Library Association."

"An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1869, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same.'"

"An act to amend an act entitled "An act to authorize the trustees of the village of Kinderhook to borrow money, to be expended in the purchase of a lot of ground and the erection thereon of a suitable building, adapted to the purposes of a public hall, and a room for a fire engine, for the use of said village," passed April 29, 1873."

"An act to establish the Evangelical Italian Orphan Asylum."

"An act to amend chapter 90 of the Laws of 1873, entitled 'An act to provide for the election of town officers, and the transaction of town business, in the town of Greenburgh, in the county of Westchester,' passed March 18, 1873."

"An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts eighteen and nineteen, in the town of Ledyard, in the county of Cayuga, and to provide for the election of path master in said district.'"

"An act to provide for the purchase of a new school-house site and erection of a new school-house thereon, and for the sale of the present school-houses and sites in school district No. 2 of the town of Kinderhook, county of Columbia."

"An act to authorize the village of Dunkirk to purchase certain real estate in said village known as the 'arsenal,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes."

"An act to amend an act entitled 'An act to incorporate the village of Lyons,' passed April 17, 1854, and the acts amendatory thereof."

"An act in relation to the compensation of overseer of the poor of the town of Rhinebeck, Dutchess county."

"An act to confirm the official acts of John P. Bennett as a notary public of Wayne county."

"An act to authorize the town of Clifton Park, Saratoga county, to purchase the bridge belonging to the Schenectady Bridge Company."

"An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island city,' passed April 13, 1871."

"An act to amend an act entitled 'An act requiring canal superintendents to publish monthly abstracts of their official disbursements,' passed March 25, 1853."

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act to authorize the laying out of public highways upon and across the Onondaga Indian Reservation, in the town of Onondaga, in the county of Onondaga," being announced for a third reading,

On motion of Mr. Barrow, and by unanimous consent, said bill was amended by striking out in the title the words "in the town of Onondaga."

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Scherman
Alberger	Daly	Kshinka	Schifferdecker
Allen	Davis	Landfield	Shattuck
Alvord	Deane	Law	Sherwood
Badger	Denniston	Leake	Simon
Barrow	Donahue	Lockwood	H. Smith
Bassett	Eastman	Mackin	J. W. Smith
Batcheller	Farrar	McQueen	Snyder
Bennett	Fish	Melvin	Speaker
Berri	Goss	E. Miller	Sunderlin
Biglin	Gregory	Oakley	Tewksbury
Blumenthal	Hardy	Parry	Thorp
Bostwick	Hayes	Persons	Vedder
Braman	Hazelton	Petty	Waehner
Brewer	Hiller	Phillips	West
Brown	Holden	Philpot	Witbeck
Burritt	Houghton	G. Pope	Wight
Carpenter	Hussey	S. G. Pope	Winfield
Cauldwell	Johnson	Prince	C. B. Wood
Chadwick	Kirk	Sanford	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the charter of the village of Little Falls, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Leake	Shattuck
Alberger	Deane	Lincoln	Sherwood
Alvord	Denniston	Lockwood	Simon
Badger	Dickson	Lynde	Sloan
Barrow	Eastman	Mackin	H. Smith
Bassett	Ely	Manley	Snyder
Batcheller	Farrar	McGroarty	Stover
Beecher	Fish	Melvin	Sullivan
Bennett	Footo	W. Miller	Taylor
Berri	Goss	Morey	Tewksbury
Biglin	Hardy	Nice	Thorp
Bordwell	Hayes	Oakley	Townsend
Bostwick	Herrick	Parry	Vedder
Braman	Hiller	Patten	Washner
Brewer	Hoag	Persons	West
Burritt	Holden	Petty	Whalen
Carpenter	Houghton	Philpot	Witbeck
Cauldwell	Hussey	G. Pope	Wight
Chadwick	Kirk	Prince	Winfield
Coffey	Kshinka	Sanford	C. B. Wood
Comstock	Landfield	Schifferdecker	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Odd Fellows' Hall Association of Harlem, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Leake	Sherwood
Alberger	Coughlin	Lincoln	Simon
Alvord	Daly	Lynde	H. Smith
Badger	Deane	Mackin	Snyder
Barrow	Denniston	Manley	C. S. Spencer
Bassett	Dickson	McQueen	Stover
Batcheller	Eastman	Melvin	Sullivan
Beecher	Ely	E. Miller	Sunderlin
Bennett	Farrar	W. Miller	Taylor
Berri	Fish	Nice	Tewksbury
Biglin	Footo	Parry	Thorp
Blessing	Goss	Patten	Townsend
Blumenthal	Griffin	Persons	Vedder
Braman	Healey	Philpot	West
Brewer	Hiller	G. Pope	Whalen

Burritt	Hoag	S. G. Pope	Witbeck
Carpenter	Houghton	Prince	Wight
Cauldwell	Hussey	Sanford	Winfield
Chadwick	Jones	Scherman	C. B. Wood
Clark	Knapp	Schifferdecker	P. Woods
Coffey	Law		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the promotion of rifle practice in the National Guard," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger	Coffey	Johnson	Prince
Allen	Comstock	Jones	Scherman
Alvord	Daly	Knapp	Schifferdecker
Badger	Deane	Leake	Sherwood
Barrow	Denniston	Lincoln	Simon
Batcheller	Dickson	Lynde	H. Smith
Beecher	Donahue	Mackin	J. W. Smith
Bennett	Eastman	Manley	C. S. Spencer
Berri	Ely	McAfee	Stacy
Biglin	Farrar	McGroarty	Sullivan
Blumenthal	Fish	McQueen	Sunderlin
Bordwell	Foote	Melvin	Thorp
Bostwick	Goss	E. Miller	Vedder
Braman	Griffin	W. Miller	Wagstaff
Brewer	Hammond	Morey	West
Brown	Hazelton	Murray	Wight
Burritt	Healey	Oakley	Winfield
Carpenter	Herrick	Persons	C. B. Wood
Cauldwell	Holden	Petty	P. Woods
Chadwick	Houghton	Philpot	

Those who voted in the negative, were

Kirk	S. G. Pope	Ryan	Wachner
Phillips			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the county court-house and jail in Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Leake	Shattuck
Alberger	Dickson	Lincoln	Sherwood
Alvord	Eastman	Lockwood	Simon
Badger	Ely	Lynde	Sloan
Barrow	Farrar	Manley	H. Smith
Bassett	Fish	McAfee	Snyder
Batcheller	Foote	McQueen	C. S. Spencer
Beecher	Gregory	Melvin	Sullivan
Bennett	Hammond	E. Miller	Sunderlin
Biglin	Hardy	Morey	Tewksbury
Blumenthal	Hazelton	Oakley	Thorp
Bostwick	Hiller	Parry	Vedder
Braman	Hoag	Patten	Wachner
Brewer	Holden	Persons	West
Brown	Houghton	Petty	Whalen
Carpenter	Hussey	G. Pope	Witbeck
Cauldwell	Jones	Prince	Wight
Chadwick	Kirk	Sanford	Winfield
Comstock	Knapp	Scherman	C. B. Wood
Daly	Law	Schifferdecker	P. Woods
Deane			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the preservation of fish, commonly called speckled trout, in any of the waters of the counties of Delaware, Chenango, Ulster, or in the town of Halcott, in the county of Greene, in the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 65 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Comstock	Kirk	Scherman
Alvord	Daly	Knapp	Schifferdecker
Badger	Donahue	Kehinka	Shattuck
Barrow	Ely	Landfield	Sherwood
Bassett	Farrar	Law	Sloan
Batcheller	Fish	Lynde	H. Smith
Beecher	Foote	Manley	C. S. Spencer
Bennett	Goss	McQueen	Stacy
Bulmenthal	Gregory	Melvin	Sullivan
Bordwell	Griffin	W. Miller	Sunderlin
Braman	Hardy	Morey	Thorp
Brewer	Hazelton	Nice	Wachner
Brown	Herrick	Oakley	Wagstaff
Burritt	Hiller	Parry	Witbeck

Carpenter
Cauldwell
Chadwick

Holden
Houghton

Persons
Petty

C. B. Wood
P. Woods

Those who voted in the negative, were

Abeel

Snyder

Mr. Griffin moved to reconsider said vote, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act to incorporate the Ausable Valley Masonic Hall and Library Association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel
Alberger

Ely
Farrar

Lynde
Manley

Sherwood
Simon

Allen

Fish

McGroarty

H. Smith

Alvord

Foote

McQueen

J. W. Smith

Badger

Goss

Melvin

Snyder

Barrow

Hammond

E. Miller

C. S. Spencer

Bassett

Hardy

W. Miller

Stacy

Batcheller

Hazelton

Nice

Stover

Bennett

Healey

Oakley

Sunderlin

Biglin

Herrick

Parry

Taylor

Bordwell

Hiller

Persons

Tewksbury

Bostwick

Holden

Petty

Thorp

Brown

Hussey

Philpot

Vedder

Burritt

Johnson

G. Pope

Wagstaff

Cauldwell

Jones

S. G. Pope

Weed

Chadwick

Kirk

Prince

West

Coffey

Kshinka

Ryan

Whalen

Daly

Landfield

Sanford

Wight

Davis

Law

Scherman

Winfield

Dickson

Leake

Schifferdecker

P. Woods

Donahue

Lincoln

Shattuck

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Griffin moved to take from the table the motion to reconsider the vote by which the bill entitled "An act for the preservation of fish, commonly called speckled trout, in any of the waters of the counties of Delaware, Chenango and Ulster, or in the town of Halcott, in the county of Greene, in the State of New York," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether House would agree to said motion to reconsider, and it was determined in the affirmative, a majority

of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 15 }

Those who voted in the affirmative, were

Alberger	Chadwick	Hoag	G. Pope
Allen	Clark	Holden	S. G. Pope
Alvord	Coffey	Hussey	Prince
Badger	Comstock	Johnson	Sherwood
Barrow	Coughlin	Jones	Simon
Bassett	Daly	Kirk	H. Smith
Batcheller	Denniston	Knapp	Speaker
Beecher	Dickson	Law	C. S. Spencer
Bennett	Donahue	Lawrence	Stacy
Biglin	Ely	Manley	Sunderlin
Blessing	Farrar	McGroarty	Thorp
Blumenthal	Fish	Melvin	Townsend
Bordwell	Foote	W. Miller	Vedder
Bostwick	Goss	Morey	Wachner
Braman	Griffin	Nice	Wagstaff
Brown	Hardy	Persons	Weed
Carpenter	Hazelton	Petty	P. Woods
Cauldwell			

Those who voted in the negative, were

Abeel	McQueen	Ryan	G. W. Spencer
Colahan	E. Miller	Scherman	Winfield
Deane	Parry	Schifferdecker	Witbeck
Leake	Philpot	Snyder	

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 68 }
{ NOES 17 }

Those who voted in the affirmative, were

Alberger	Clark	Houghton	Prince
Allen	Cleary	Kirk	Sanford
Alvord	Coffey	Knapp	Sherwood
Badger	Comstock	Kshinka	Simon
Barrow	Coughlin	Landfield	H. Smith
Bassett	Daly	Lawrence	Speaker
Batcheller	Davis	Lincoln	C. S. Spencer
Beebe	Denniston	Lynde	Stacy
Beecher	Dickson	McGroarty	Stover
Bennett	Donahue	W. Miller	Sullivan
Berri	Foote	Morey	Sunderlin
Bordwell	Goss	Nice	Townsend
Braman	Griffin	Persons	Wachner

Brown	Hardy	Petty	Weed
Burritt	Healey	Phillips	West
Cauldwell	Herrick	G. Pope	C. B. Wood
Chadwick	Hoag	S. G. Pope	P. Woods

Those who voted in the negative, were

Abeel	Leake	Murray	Schifferdecker
Blumenthal	Mackin	Parry	Snyder
Carpenter	McQueen	Ryan	Witbeck
Deane	E. Miller	Scherman	Winfield
Law			

Ordered, That the Clerk deliver said bill to the Senate, and request, their concurrence therein.

The bill entitled "An act to repeal chapter 760 of the Laws of 1870 entitled 'An act to amend chapter 727 of the Laws of 1869, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same,' " being announced for a third reading,

On motion of Mr. Barrow, said bill was recommitted to the committee on charitable and religious societies, retaining its place on the calendar of third reading of bills.

The bill entitled "An act to amend an act entitled 'An act to authorize the trustees of the village of Kinderhook to borrow money, to be expended in the purchase of a lot of ground and the erection thereon of a suitable building, adapted to the purposes of a public hall, and a room for a fire engine, for the use of said village,' passed April 29, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 {
{ NOES 00 {

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Shattuck
Alberger	Coughlin	Kshinka	Sherwood
Allen	Daly	Lincoln	Simon
Alvord	Deane	Lynde	Sloan
Badger	Denniston	Mackin	H. Smith
Barrow	Dickson	Manley	Snyder
Bassett	Eastman	McAfee	C. S. Spencer
Batcheller	Farrar	McGroarty	Stacy
Beecher	Fish	McQueen	Stover
Bennett	Foote	Melvin	Sunderlin
Berri	Goss	E. Miller	Taylor
Biglin	Gregory	Morey	Tewksbury
Blessing	Griffin	Nice	Thorp
Bordwell	Hayes	Oakley	Townsend
Bostwick	Hazelton	Parry	Vedder
Braman	Herrick	Persons	Wahner
Brewer	Hoag	G. Pope	Wagstaff

Brown	Holden	S. G. Pope	West
Burritt	Houghton	Prince	Witbeck
Carpenter	Hussey	Sanford	Wight
Cauldwell	Jones	Scherman	C. B. Wood
Chadwick	Kirk	Schifferdecker	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Blumenthal offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 123, entitled "An act to consolidate the corporations known as the Congregation Anshe-Chesed and the Congregation Temple Adas Jeshurun into one corporation, to be known as the Temple Beth-El," and that the same be now read a third time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cauldwell	Houghton	S. G. Pope
Alberger	Clark	Hussey	Prince
Allen	Comstock	Jones	Ryan
Alvord	Coughlin	Kirk	Sanford
Badger	Daly	Knapp	Schifferdecker
Barrow	Deane	Kshinka	Shattuck
Bassett	Denniston	Landfield	Sherwood
Batcheller	Dickson	Leake	Sloan
Beebe	Eastman	Lincoln	J. W. Smith
Beecher	Ely	Lockwood	Stover
Bennett	Farrar	Manley	Sullivan
Berri	Fish	McAfee	Sunderlin
Biglin	Foote	McQueen	Tewksbury
Blessing	Goss	Melvin	Thorp
Blumenthal	Griffin	E. Miller	Vedder
Bordwell	Gurnee	W. Miller	Wagstaff
Bostwick	Hardy	Murray	West
Braman	Hayes	Nice	Whalen
Brewer	Healey	Parry	Wight
Brown	Herrick	Persons	C. B. Wood
Burritt	Hiller	Petty	P. Woods
Carpenter	Hoag	Philpot	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Holden moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to amend an act entitled 'An act

in relation to proceedings in surrogates' courts, and to the fees of surrogates, and to the compensation of executors and administrators, and to a clerk for surrogates, passed May 2, 1863," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Foot	McGroarty	Snyder
Alberger	Goss	McQueen	Speaker
Alvord	Gregory	Melvin	C. S. Spencer
Badger	Griffin	Morey	Stacy
Barrow	Hayes	Oakley	Stover
Bassett	Hazelton	O'Callaghan	Sullivan
Batcheller	Herrick	Parry	Taylor
Beecher	Hiller	Persons	Tewksbury
Bennett	Hoag	Petty	Thorp
Blumenthal	Holden	Philpot	Vedder
Bordwell	Houghton	G. Pope	Wachner
Brown	Hussey	Prince	Wagstaff
Bulkley	Johnson	Sanford	West
Burritt	Kirk	Scherman	Whalen
Carpenter	Kshinka	Schifferdecker	Witbeck
Cauldwell	Law	Shattuck	Wight
Cleary	Lincoln	Sherwood	Winfield
Coffey	Lockwood	Simon	C. B. Wood
Daly	Lynde	Sloan	P. Woods
Davis	Manley	J. W. Smith	Worth
Farrar			

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Alberger	Comstock	Knapp	Schifferdecker
Allen	Daly	Kshinka	Shattuck
Alvord	Davis	Landfield	Sherwood
Barrow	Donahue	Law	Simon
Bassett	Eastman	Lawrence	Sloan
Batcheller	Farrar	Lincoln	G. W. Spencer
Beecher	Foot	Lockwood	Stacy
Bennett	Gregory	Manley	Sullivan
Berri	Griffin	McGroarty	Sunderlin
Biglin	Hammond	McQueen	Tewksbury

Blumenthal	Hazelton	Melvin	Thorp
Bordwell	Herrick	E. Miller	Vedder
Braman	Hiller	W. Miller	Waehner
Brown	Hoag	Morey	Wagstaff
Bulkley	Holden	O'Callaghan	Weed
Burritt	Houghton	Parry	Witbeck
Carpenter	Johnson	Petty	C. B. Wood
Cauldwell	Jones	Philpot	P. Woods
Chadwick	Kirk	Prince	Worth
Clark			

Those who voted in the negative, were

Hardy Mackin

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Wagstaff moved to take from the table the motion to reconsider the vote by which the bill entitled "An act to incorporate the New York Board of Fire Insurance Brokers," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

The bill entitled "An act to release the interest of the people of the State of New York in certain real estate to Charles Durring," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	Lockwood	Sloan
Alberger	Eastman	Lynde	H. Smith
Alvord	Ely	Manley	C. S. Spencer
Badger	Farrar	McQueen	Stacy
Barrow	Fish	Melvin	Stover
Bassett	Footo	E. Miller	Sullivan
Batcheller	Goss	W. Miller	Sunderlin
Beecher	Gregory	Morey	Taylor
Bennett	Griffin	Oakley	Tewksbury
Berri	Hammond	Parry	Thorp
Bordwell	Hardy	Patten	Townsend
Braman	Hazelton	Persons	Vedder
Burritt	Herrick	Petty	Waehner
Carpenter	Hoag	Philpot	Wagstaff
Cauldwell	Holden	S. G. Pope	Weed
Chadwick	Houghton	Prince	West
Clark	Hussey	Ryan	Whalen
Coffey	Jones	Sanford	Witbeck
Comstock	Kirk	Scherman	Wight
Coughlin	Knapp	Schifferdecker	Winfield

Daly	Kshinka	Shattuck	C. B. Wood
Deane	Law	Sherwood	P. Woods
Denniston	Lincoln		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to establish the Evangelical Italian Orphan Asylum," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Leake	Shattuck
Alberger	Dickson	Lincoln	Sherwood
Alvord	Ely	Lockwood	Simon
Badger	Farrar	Lynde	Sloan
Barrow	Foots	Manley	H. Smith
Batcheller	Goss	McGroarty	J. W. Smith
Beecher	Griffin	W. Miller	C. S. Spencer
Bennett	Gurnee	Morey	Stacy
Bordwell	Hammond	Oakley	Sunderlin
Braman	Hardy	Parry	Tewksbury
Brown	Hayes	Persons	Thorp
Burritt	Herrick	Petty	Vedder
Carpenter	Hiller	Phillips	Waehner
Cauldwell	Hoag	Philpot	Wagstaff
Chadwick	Holden	G. Pope	West
Clark	Houghton	S. G. Pope	Witbeck
Coffey	Hussey	Prince	Winfield
Comstock	Johnson	Sanford	C. B. Wood
Coughlin	Kirk	Scherman	P. Woods
Daly	Landfield	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 90 of the Laws of 1873, entitled 'An act to provide for the election of town officers, and the transaction of town business, in the town of Greenburgh, in the county of Westchester,' passed March 18, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Shattuck
Alberger	Coughlin	Kirk	Sherwood

Allen	Daly	Lincoln	Sloan
Alvord	Deane	Lockwood	H. Smith
Badger	Denniston	Lynde	Snyder
Barrow	Dickson	Manley	C. S. Spencer
Bassett	Farrar	McQueen	Stacy
Batcheller	Fish	Melvin	Sullivan
Beecher	Foote	Morey	Taylor
Bennett	Goss	Murray	Tewksbury
Berri	Gregory	Nice	Thorp
Biglin	Griffin	Oakley	Vedder
Blumenthal	Hardy	Parry	Wachner
Braman	Hazelton	Persons	Wagstaff
Brewer	Hiller	Philpot	West
Bulkley	Hoag	G. Pope	Witbeck
Carpenter	Holden	Prince	Wight
Cauldwell	Houghton	Quinn	Winfield
Chadwick	Hussey	Scherman	C. B. Wood
Clark	Johnson	Schifferdecker	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The "Concurrent resolution relative to Swinburne Island Hospital," was read.

Mr. Speaker put the question whether the House would agree to the adoption of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 7 }

Those who voted in the affirmative, were

Abeel	Ely	Lynde	Snyder
Alberger	Foote	Manley	C. S. Spencer
Badger	Goss	McGroarty	Stacy
Barrow	Gregory	McQueen	Stover
Batcheller	Griffin	Melvin	Sunderlin
Beecher	Hammond	E. Miller	Taylor
Bennett	Hardy	W. Miller	Tewksbury
Biglin	Hazelton	Morey	Thorp
Bordwell	Hiller	Oakley	Townsend
Bostwick	Holden	Parry	Vedder
Braman	Houghton	Petty	Weed
Bulkley	Hussey	Philpot	West
Carpenter	Jones	S. G. Pope	Witbeck
Comstock	Landfield	Sanford	Wight
Deane	Law	Scherman	Winfield
Dickson	Leake	Schifferdecker	P. Woods
Donahue	Lincoln	J. W. Smith	

Those who voted in the negative, were

Alvord	Blumenthal	Denniston	Knapp
Bassett	Cleary	Fish	

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts eighteen and nineteen, in the town of Ledyard, in the county of Cayuga, and to provide for the election of path master in said district,' " was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Shattuck
Alberger	Daly	Law	Sherwood
Allen	Deane	Leake	Sloan
Alvord	Denniston	Lincoln	H. Smith
Badger	Dickson	Mackin	C. S. Spencer
Barrow	Eastman	Manley	Stacy
Bassett	Ely	McQueen	Stephens
Batcheller	Farrar	Melvin	Stover
Beecher	Foote	E. Miller	Taylor
Bennett	Goss	Morey	Tewksbury
Biglin	Griffin	Parry	Thorp
Blumenthal	Hammond	Patten	Vedder
Bordwell	Hardy	Persons	Waehner
Braman	Hayes	Petty	Witbeck
Brewer	Hiller	G. Pope	Wight
Bulkley	Hoag	Prince	Winfield
Burritt	Houghton	Ryan	C. B. Wood
Carpenter	Hussey	Sanford	P. Woods
Cauldwell	Jones	Scherman	Worth
Chadwick	Kirk	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the purchase of a new school-house site and and erection of a new school-house thereon, and for the sale of the present school-houses and sites in school district No. 2 of the town of Kinderhook, county of Columbia," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lockwood	Sherwood
Alberger	Denniston	Lynde	Sloan
Allen	Ely	Mackin	Snyder
Alvord	Farrar	Manley	C. S. Spencer

Badger	Foote	McQueen	Stephens
Barrow	Goss	Melvin	Stover
Bassett	Gregory	W. Miller	Sunderlin
Batcheller	Griffin	Morey	Tewksbury
Beecher	Hammond	Oakley	Thorp
Bennett	Hardy	Parry	Townsend
Biglin	Hayes	Patten	Vedder
Bordwell	Healey	Persons	Waehner
Bostwick	Hiller	Philpot	Wagstaff
Brown	Houghton	G. Pope	Weed
Bulkley	Hussey	S. G. Pope	West
Burritt	Johnson	Prince	Witbeck
Carpenter	Jones	Sanford	Wight
Cauldwell	Kirk	Scherman	Winfield
Chadwick	Lawrence	Schifferdecker	C. B. Wood
Comstock	Lincoln	Shattuck	P. Woods
Coughlin			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the village of Dunkirk to purchase certain real estate in said village known as the 'arsenal,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes," being announced for a third reading,

Mr. Hiller moved to recommit said bill to the committee on affairs of villages, retaining its place on the calendar of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to amend an act entitled 'An act to incorporate the village of Lyons,' passed April 17, 1854, and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Deane	Lincoln	Sherwood
Alberger	Denniston	Lynde	Simon
Allen	Dickson	Mackin	Sloan
Alvord	Eastman	Manley	Snyder
Badger	Farrar	McQueen	C. S. Spencer
Barrow	Foote	Melvin	Stacy
Batcheller	Goss	W. Miller	Stover
Beecher	Gregory	Murray	Sunderlin
Bennett	Griffin	Oakley	Tewksbury
Biglin	Hardy	Parry	Thorp
Bordwell	Hazelton	Patten	Townsend
Bostwick	Hiller	Persons	Vedder
Bulkley	Hoag	Petty	Waehner
Burritt	Houghton	G. Pope	Wagstaff

Carpenter	Hussey	S. G. Pope	West
Cauldwell	Jones	Prince	Witbeck
Chadwick	Kirk	Sanford	Wight
Clark	Knapp	Scherman	Winfield
Comstock	Law	Schifferdecker	C. B. Wood
Coughlin	Leake	Shattuck	P. Woods
Daly			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the compensation of overseer of the poor of the town of Rhinebeck, Dutchess county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Coffey	Kirk	Shattuck
Alberger	Comstock	Kshinka	Sherwood
Allen	Coughlin	Law	H. Smith
Alvord	Davis	Lawrence	Snyder
Badger	Denniston	Leake	C. S. Spencer
Barrow	Dickson	Lincoln	G. W. Spencer
Bassett	Donahue	Lockwood	Stover
Batcheller	Farrar	Lynde	Sunderlin
Beecher	Fish	Manley	Thorp
Bennett	Foote	McGroarty	Townsend
Berri	Goss	McQueen	Vedder
Biglin	Gregory	Melvin	Wahner
Blessing	Griffin	E. Miller	Wagstaff
Bordwell	Hardy	W. Miller	Weed
Bostwick	Hazelton	Morey	West
Brewer	Hoag	Oakley	Witbeck
Brown	Houghton	Parry	Wight
Burritt	Hussey	Petty	Winfield
Carpenter	Johnson	Sanford	C. B. Wood
Chadwick	Jones	Schifferdecker	P. Woods
Clark			

Those who voted in the negative, were

Bulkley Knapp

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend chapter 251 of the Laws of 1861, and to provide for the arbitration of mercantile disputes in the port of New York."

"An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate

the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds."

"An act to extend the time for organization and the terms of office and powers of the incorporators and board of directors of the Troy, Lansingburgh and Cohoes Bridge Company, and to amend chapter 321 of the Laws of the State of New York, entitled 'An act to incorporate the Troy, Lansingburgh and Cohoes Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river, from some point on Van Schaick's island, in the city of Cohoes; to some point in the village of Lansingburgh, south of Bolton's brewery, on said river,' passed April 23, 1872."

The bill entitled "An act to confirm the official acts of John P. Bennett, as a notary public of Wayne county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Leake	Sherwood
Alberger	Comstock	Lincoln	Simon
Allen	Coughlin	Lockwood	Sloan
Alvord	Deane	Mackin	Snyder
Badger	Denniston	Manley	C. S. Spencer
Barrow	Dickson	McQueen	Stacy
Bassett	Farrar	Melvin	Stover
Batcheller	Foote	E. Miller	Sullivan
Beecher	Goss	Morey	Sunderlin
Bennett	Gregory	Oakley	Taylor
Biglin	Griffin	Parry	Tewksbury
Bordwell	Hardy	Persons	Thorp
Bostwick	Hayes	G. Pope	Vedder
Braman	Hiller	S. G. Pope	Wachner
Brown	Hoag	Prince	Wagstaff
Bulkley	Holden	Ryan	West
Burritt	Houghton	Sanford	Wight
Cauldwell	Hussey	Scherman	Winfield
Chadwick	Johnson	Schifferdecker	C. B. Wood
Clark	Kirk	Shattuck	P. Woods
Coffey	Knapp		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,' passed April 13, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lynde	H. Smith
Alberger	Coughlin	Mackin	J. W. Smith
Allen	Deane	Manley	C. S. Spencer
Alvord	Denniston	McQueen	Stacy
Badger	Dickson	Melvin	Stephens
Barrow	Eastman	W. Miller	Stover
Bassett	Farrar	Morey	Sunderlin
Batcheller	Footo	Parry	Taylor
Beecher	Goss	Persons	Tewksbury
Bennett	Griffin	Petty	Thorp
Berri	Hardy	G. Pope	Townsend
Bordwell	Hazeltan	S. G. Pope	Vedder
Bostwick	Hoag	Prince	Waehner
Brown	Holden	Quinn	Wagstaff
Bulkley	Houghton	Sanford	West
Burritt	Hussey	Scherman	Whalen
Carpenter	Jones	Schifferdecker	Witbeck
Cauldwell	Kahinka	Shattuck	Wight
Chadwick	Law	Sherwood	Winfield
Clark	Leake	Simon	C. B. Wood
Coffey	Lincoln	Sloan	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the time for organization and the terms of office and powers of the incorporators and board of directors of the Troy, Lansingburgh and Cohoes Bridge Company, and to amend chapter 321 of the Laws of the State of New York, entitled 'An act to incorporate the Troy, Lansingburgh and Cohoes Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river, from some point on Van Schaick's Island, in the city of Cohoes, to some point in the village of Lansingburgh, south of Bolton's brewery, on said river,' passed April 23, 1872," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Denniston	Lynde	Sloan
Alberger	Dickson	Mackin	J. W. Smith
Allen	Eastman	McAfee	Snyder
Alvord	Ely	McGroarty	C. S. Spencer
Barrow	Farrar	McQueen	Stacy
Batcheller	Footo	Melvin	Stephens
Beecher	Goss	E. Miller	Stover

Bennett	Griffin	W. Miller	Sunderlin
Berri	Hardy	Nice	Taylor
Biglin	Hiller	Oakley	Tewksbury
Bordwell	Hoag	Parry	Thorp
Bostwick	Holden	Patten	Townsend
Braman	Houghton	Persons	Vedder
Bulkley	Hussey	Petty	Waehner
Burritt	Johnson	Prince	Wagstaff
Carpenter	Jones	Quinn	West
Cauldwell	Kirk	Sanford	Whalen
Chadwick	Knapp	Scherman	Witbeck
Clark	Law	Schifferdecker	Wight
Coffey	Leake	Shattuck	Winfield
Colahan	Lincoln	Sherwood	C. B. Wood
Comstock	Lockwood	Simon	P. Woods
Deane			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act requiring canal superintendents to publish monthly abstracts of their official disbursements,' passed March 25, 1853," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dickson	Lincoln	Simon
Alvord	Donahue	Lockwood	Sloan
Badger	Ely	Lynde	H. Smith
Bassett	Farrar	Manley	J. W. Smith
Beebe	Fish	McAfee	C. S. Spencer
Beecher	Foote	Melvin	Stacy
Bennett	Goss	E. Miller	Stephens
Berri	Gregory	W. Miller	Stover
Biglin	Griffin	Morey	Sullivan
Bordwell	Hardy	Oakley	Sunderlin
Brown	Hayes	Parry	Taylor
Bulkley	Hazelton	Patten	Tewksbury
Burritt	Hiller	Persons	Thorp
Carpenter	Hoag	Petty	Townsend
Cauldwell	Holden	G. Pope	Vedder
Chadwick	Houghton	S. G. Pope	Waehner
Clark	Hussey	Prince	Wagstaff
Comstock	Johnson	Sanford	West
Daly	Jones	Scherman	Wight
Davis	Kirk	Schifferdecker	Winfield
Deane	Law	Shattuck	C. B. Wood
Denniston	Leake	Sherwood	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to change the name of Adolph Rhinskopf to Adolph Risdorf," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 25 }

Those who voted in the affirmative, were

Abeel	Ely	Kshinka	Ryan
Alberger	Farrar	Law	Simon
Badger	Fish	Lawrence	J. W. Smith
Bassett	Foote	Leake	Speaker
Beecher	Goss	Lincoln	C. S. Spencer
Bennett	Griffin	Lynde	Stacy
Berri	Gurnee	Manley	Sullivan
Blumenthal	Hammond	McAfee	Taylor
Bostwick	Hanrahan	McGroarty	Tewksbury
Carpenter	Hardy	McQueen	Thorp
Cauldwell	Hayes	E. Miller	Townsend
Cleary	Hazelton	W. Miller	Vedder
Comstock	Hiller	Murray	Wagstaff
Coughlin	Hoag	Oakley	Weed
Daly	Holden	O'Callaghan	Witbeck
Davis	Houghton	Patten	Wight
Deane	Hussey	Persons	C. B. Wood
Dickson	Johnson	Quinn	Worth
Donahue	Kirk		

Those who voted in the negative, were

Alvord	Denniston	Petty	Sherwood
Batcheller	Gregory	Phillips	Sloan
Bordwell	Jones	S. G. Pope	H. Smith
Braman	Knapp	Sanford	Stover
Brewer	Morey	Scherman	Sunderlin
Brown	Parry	Shattuck	Wahner
Burritt			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend chapter 251 of the Laws of 1861, and to provide for the arbitration of mercantile disputes in the port of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Denniston	Leake	S. G. Pope
Alberger	Farrar	Lincoln	Scherman

Alvord	Fish	Lynde	Shattuck
Barrow	Foote	Mackin	Sherwood
Bassett	Goss	Manley	Sloan
Beecher	Gregory	McAfee	H. Smith
Bennett	Griffin	McGroarty	C. S. Spencer
Biglin	Hardy	McQueen	Stacy
Blumenthal	Hayes	Melvin	Stover
Bostwick	Hiller	E. Miller	Sullivan
Braman	Hoag	W. Miller	Sunderlin
Brown	Holden	Morey	Taylor
Burritt	Houghton	Murray	Thorp
Carpenter	Hussey	O'Callaghan	Townsend
Clark	Johnson	Parry	Waehner
Comstock	Jones	Patten	Wagstaff
Coughlin	Knapp	Persons	Weed
Daly	Kshinka	Petty	Wight
Davis	Law	Phillips	Worth
Deane	Lockwood		

Those who voted in the negative, were

Berri

Ryan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hiller introduced a bill entitled "An act to incorporate the Dunkirk Library Association of Dunkirk, Chautauqua county, and to provide for the relief of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Griffin introduced a bill entitled "An act to encourage manufactures in the village of Delhi," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Foote introduced a bill entitled "An act in relation to coroners in and for the county of Erie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Alberger introduced a bill entitled "An act for the relief of David P. Dobbins and William Baxter, owners of canal steamboats," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Badger introduced a bill entitled "An act to create a board of excise in the several towns of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Townsend introduced a bill entitled "An act prohibiting the killing of quail within the county of Genesee for the period of three years from the passage of said act," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, a bill entitled "An act to repeal section 10 of chapter 398 of the Laws of 1872, entitled 'An act to incorporate the Batavia Literary Association and appropriating certain moneys thereto,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, a bill entitled "An act to enable the trustees of the village of Batavia, in the county of Genesee in this State, to raise money by a special tax to pay the existing debt of said village," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Townsend, and by unanimous consent, said bill was referred to a third reading.

Mr. W. Miller introduced a bill entitled "An act to amend the several acts in relation to State prisons," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on State prisons.

Mr. Berri introduced a bill entitled "An act to amend an act entitled 'An act to regulate the use of certain slips, piers and wharves on the East river, in the city of New York,' passed May 22, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, a bill entitled "An act to authorize the common council of the city of Brooklyn to grade, pave, gutter, sewer and complete streets, avenues and public highways, wholly or in part, in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Taylor introduced a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the charter of the city of Rochester,' passed April 8, 1861, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Witbeck introduced a bill entitled "An act to amend an 'Act to provide for the election of police commissioners in the village of Greenbush, Rensselaer county, and to establish a police force therein,' passed May 6, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Landfield introduced a bill entitled "An act to legalize the acts of Coe Mullock, a justice of the peace of the county of Tioga," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Cauldwell introduced a bill entitled "An act to incorporate the Harlem Safe Deposit Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, a bill entitled "An act to amend an act entitled 'An act relative to unclaimed bank dividends and deposits,' passed May 9, 1835," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Tewksbury introduced a bill entitled "An act to release the title and interest of the people of the State of New York to certain real estate situate in the town of Warsaw to the Wyoming County Agricultural Society," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. C. S. Spencer introduced a bill entitled "An act providing for the assessment of property in the acquirement of land for a military parade ground in the city of New York," which was read the first time, and

by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. G. Pope introduced a bill entitled "An act to incorporate the St. Patrick's Benevolent Society of the village of Ausable Forks, N. Y.," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, a bill entitled "An act to authorize the county of Essex to borrow money for the purpose of enlarging, repairing and improving its county poor-house, and to authorize the issue of bonds and provide for the payment of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Weed, Int. No. 1,000, entitled "An act to amend the Revised Statutes in reference to the assessment of taxes," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 831, entitled "An act to authorize the Westchester Villa Company to increase its capital stock," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Lincoln, Int. No. 741, entitled "An act relating to courts of special sessions in the county of Ontario," reported the same for the consideration of the House, with amendments, and the title amended so as to read, "An act relating to courts of special sessions," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Chadwick, Int. No. 710, entitled "An act to incorporate societies for the improvement of poultry, small birds and domestic animals and fish culture," reported in favor of the passage of the same, with amendments, and the title amended so as to read, "An act to incorporate societies for the improvement of poultry, small birds, domestic animals and fish," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Eastman, Int. No. 122, entitled "An act to amend an act entitled 'An act to incorporate the Rhinebeck Gas Company,' passed May 1, 1868," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Hiller, Int. No. 958, entitled "An act to change the name of and for the relief of the Brooks Locomotive Works," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Bostwick, Int. No. 745, entitled "An act to incorporate the Ithaca Company," reported in favor of the passage of

the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 566, entitled "An act to make further provision for the audit and payment of the claims and expenses mentioned in chapter 508 of the Laws of 1872, being the expenses of conducting civil and criminal suits and prosecutions growing out of the frauds upon the treasury of the city and county of New York, which were brought to light in 1871," reported in favor of the passage of the same, with amendments, and the title amended so as to read, "An act to make further provision for the audit and payment of the claims and expenses mentioned in chapter 508 of the Laws of 1872, being the expenses of conducting civil and criminal suits and prosecutions growing out of the frauds upon the treasury of the city and county of New York," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 423, entitled "An act for the suppression of prize packages," reported adversely thereto, which report was agreed to.

Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act to provide for the payment of the costs, charges and expenses of opposing the discharge of Francis B. Edmoin from the Auburn State prison on writ of habeas corpus," and that the same be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Woodin, Int. No. 84, entitled "An act to extend the time to complete the revision of the statutes by the commissioners appointed for that purpose," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Lowery, Int. No. 50, entitled "An act to amend the Revised Statutes relating to embezzlement by clerks, servants, officers, agents and other persons," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger, from the committee on canals, to which was referred the bill introduced by Mr. Beecher, Int. No. 898, entitled "An act to authorize the construction of a bridge across the Chenango canal in the village of Oxford," reported adversely thereto, which report was agreed to.

Mr. Alberger, from the committee on canals, to which was referred the bill introduced by Mr. Alberger, Int. No. 1043, entitled "An act in relation to filing canal claims against the State in the office of the Canal Appraisers," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger, from the committee on canals, to which was referred the bill introduced by Mr. Vedder, Int. No. 636, entitled "An act for

the relief of Lambert Whitney in the matter of his claim against the State for injuries to lands owned by him accruing from the partial completion of a portion of the Genesee Valley canal," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger, from the committee on canals, to which was referred the bill, introduced by Mr. Vedder, Int. No. 635, entitled "An act for the relief of Ansel Adams in the matter of his claim against the State for injuries to land owned by him accruing from the partial construction of a portion of the Genesee Valley canal," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Weed, Int. No. 962, entitled "An act in relation to the Ausable River Plank-Road Company, to lay rails upon its road," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Stacy, Int. No. 949, entitled "An act to enable the town of Hume, in the county of Allegany, to pay off its bonds before their maturity," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Gregory, Int. No. 978, entitled "An act to extend the time for building and completion of the Watkins and Havana Street Railway," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Hammond, Int. No. 908, entitled "An act to authorize the Geneva and South Western Railway Company to acquire title to certain real estate, for the purposes of said railway," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Prince, Int. No. 823, entitled "An act to extend the time for the completion of the railroad of the North Shore Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wight, from the committee on insurance, to which was referred the bill introduced by Mr. Berri, Int. No. 405, entitled "An act to amend the charter of the New York Plate-glass Insurance Company," reported adversely thereto, which report was agreed to.

Mr. Wight, from the committee on insurance, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 766, entitled "An act to incorporate the United States Glass Insurance Company," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. McQueen, Int. No. 773, entitled "An act in relation to the application of highway assessments of corporations, in the town of Glenville, Schenectady county," reported in favor of the

passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Persons, Int. No. 468, entitled "An act to amend an act entitled 'An act to authorize the town of Ellsburgh, in the county of Jefferson, to raise money to build a town house,' passed May 1, 1869," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Taylor, Int. No. 335, entitled "An act further to amend an act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquor,' passed April 16, 1857," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Oakley, Int. No. 673, entitled "An act to provide for the liquidation, funding and payment of the debts of the town of Newtown, in Queens county, as apportioned between Long Island City and the town of Newtown," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Chadwick, Int. No. 909, entitled "An act to confirm the proceedings of the annual town meeting of New Hartford, Oneida county, held March 3, 1874, relative to reimbursing the collector or his sureties," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Waehner, Int. No. 929, entitled "An act to amend an act entitled 'An act to revive and continue the act entitled 'An act to incorporate the German Society in the city of New York,' passed April 6, 1804,' passed April 14, 1825," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Schifferdecker, Int. No. 999, entitled "An act authorizing the trustees of the Evangelical Lutheran Church of St. James, of Guilderland, to grant and convey a portion of their real estate for cemetery purposes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Morey, Int. No. 982, entitled "An act to facilitate the removal of the remains of bodies interred in ancient and disused burial plots in the town of Springwater, county of Livingston, and town of Canadice, in the county of Ontario," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 855, entitled "An act conferring certain powers on the Children's Fold of

the city of New York," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Waehner, Int. No. 825, entitled "An act to incorporate the East Side Butchers' Association," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 936, entitled "An act to further amend the charter of the Union Theological Seminary in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 53, entitled "An act to incorporate St. Ann's Catholic Total Abstinence and Benevolent Society of Hornellsville," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett called from the table the report of the committee on public printing, in the words following :

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing the usual number of Insurance Reports, reported in favor of the passage of the same, in the words following :

Resolved (if the Senate concur), That the usual number of the Insurance Report (ten copies for each member, officer and reporter) be printed as heretofore, and 1,500 copies of the Fire and Marine Report, and 2,000 copies of the Life Report, bound separately, for the use of the Superintendent of the Insurance Department.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 4 }

Those who voted in the affirmative, were

Alberger	Comstock	Leake	C. S. Spencer
Allen	Daly	Mackin	Stacy
Alvord	Deane	Manley	Stephens
Badger	Denniston	McAfee	Stover
Bassett	Dickson	McGroarty	Sullivan
Batcheller	Eastman	Melvin	Sunderlin
Beecher	Ely	Murray	Tewksbury
Bennett	Farrar	Persons	Thorp
Berri	Fish	Petty	Vedder
Biglin	Foote	S. G. Pope	Waehner
Blessing	Goss	Ryan	Wagstaff
Blumenthal	Gregory	Sanford	Weed
Bostwick	Griffin	Scherman	West
Braman	Hiller	Schifferdecker	Whalen
Brown	Hoag	Shattuck	Witbeck

Burritt
Carpenter
Cauldwell
Clark

Houghton
Jones
Knapp
Law

Sherwood
Simon
Sloan
Snyder

Wight
Winfield
P. Woods
Worth

Those who voted in the negative, were

Hammond

Taylor

Townsend

C. B. Wood

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Badger, Int. No. 887, entitled "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Hardy, Int. No. 637, entitled "An act in relation to school commissioners' districts and school commissioners in the county of Cayuga," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Bostwick, Int. No. 758, entitled "An act relative to public instruction," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Taylor, Int. No. 984, entitled "An act to amend an act entitled 'An act to incorporate the Rochester Athenæum,' passed February 12, 1830," reported in favor of the passage of the same, with amendments, and amended the title so as to read "An act to change the name of the Rochester Athenæum, incorporated under and by an act entitled 'An act to incorporate the Rochester Athenæum,' passed February 12, 1830," which report was agreed to and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the Senate bill, Int. No. 77, entitled "An act to incorporate Howland College for the education of young women," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the Senate bill, Int. No. 86, entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the public schools of the city of Auburn,' passed March 4, 1871," reported in favor of the passage of the same, which report was agreed to.

Mr. Hardy moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennett, Int. No. 933, entitled "An act

to alter the commissioners' map of the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. 692, entitled "An act to open, extend and improve a certain public place in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McGroarty, Int. No. 906, entitled "An act to provide for the opening of Liberty avenue, in the town of New Lots, Kings county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. 471, entitled "An act to amend the act to provide for the opening and widening of North Second street, in the city of Brooklyn," passed April 19, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennett, Int. No. 759, entitled "An act to provide for the opening, paving and improvement of Maspeth avenue, in the city of Brooklyn, from Bushwick avenue to Newtown at the city line," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennett, Int. No. , entitled "An act to open Richardson street from Humboldt street to Kingsland avenue, in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sloan, Int. No. 1009, entitled "An act to authorize the city of Oswego to convey certain real estate," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Alvord, Int. No. 536, entitled "An act in relation to taxes in the city of Syracuse," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hussey, from the committee on affairs of cities, to which was referred the bill introduced by Mr. S. G. Pope, Int. No. 981, entitled "An act supplementary to an act to amend an act to incorporate the city of Ogdensburgh, passed April 27, 1868, and the acts amending the same," reported in favor of the passage of the same.

Mr. G. Pope, moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion of Mr. G. Pope, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Bennett, Int. No. 699, entitled "An act in relation to the assessment for repaving Taylor street from Kent avenue to Wallabout Basin, city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Prince, Int. No. 1011, entitled "An act to amend the charter of the village of Whitestone," reported in favor of the passage of the same, with amendments, and the title amended so as to read, "An act to amend and supplementary to chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Queens county,'" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Foote, Int. No. 619, entitled "An act to authorize the inhabitants of the village of Willink to vote on the question of a change of name," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Prince, Int. No. 1010, entitled "An act to amend an act to authorize the trustees of the village of Flushing to issue bonds and raise money for the purchase of a steam fire engine, and for the mapping and establishment of lines and grades for the streets and public places in said village, passed April 18, 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. W. Miller, Int. No. 770, entitled "An act in reference to the cemetery in the village of Herkimer," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on the affairs of villages, to which was referred the bill introduced by Mr. Batcheller, Int. No. 1017, entitled "An act to amend an act entitled 'An act to provide for the appointment of a police justice of the village of Saratoga Springs,' passed May 14, 1845, and the acts amendatory thereof passed March 27, 1857, and May 6, 1868," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Stover, Int. No. 700, entitled "An act for the removal of certain old burial grounds in the village of Amsterdam, Montgomery county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Eastman, Int. No. 799, entitled "An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870," reported adversely thereto, which report was agreed to.

Mr. Petty, from the committee on local and special laws, to which was referred the bill introduced by Mr. Petty, Int. No. 979, entitled "An act to amend chapter 562 of the laws of 1872, entitled 'An act to

amend the charter of the Society of St. John Land, in the county of Suffolk, incorporated under the provisions of an act entitled An act for the incorporation of benevolent, charitable, scientific and missionary societies, passed April 12, 1848," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord called up the report of the committee on expenditures of the House, in words following:

Mr. Worth, from the committee on expenditures of the House, to which was referred the resolution relative to the appointment of three doorkeepers, reported in favor of the adoption of the resolution in words following:

Whereas, The erection of the railing in the rear of the seats renders the appointment of three additional doorkeepers necessary; therefore,

Resolved, That William H. Brinkerhoff, Eugene M. Merrick and Peter Haslam be and they are hereby appointed doorkeepers for the balance of the session, and at a compensation of five dollars per day from the date of the passage of this resolution.

Mr. Bulkley moved to amend by substituting the name of "Eddie Hoag" in the place of "Peter Haslam."

Mr. Lincoln moved to amend by striking out the name of "William H. Brinkerhoff" and inserting in lieu thereof the name of "William S. Baltimore."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Bulkley, and it was determined in the negative.

Mr. Alvord moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report, as amended, and it was determined in the negative.

{ AYES 35 }
{ NOES 71 }

Those who voted in the affirmative, were

Allen	Cleary	Kirk	Prince
Alvord	Coffey	Lincoln	Ryan
Barrow	Dickson	McGroarty	Scherman
Bennett	Donahue	Murray	C. S. Spencer
Berri	Farrar	Nice	Stacy
Biglin	Foote	Oakley	Stover
Bordwell	Hanrahan	O'Callaghan	P. Woods
Bostwick	Hayes	Patten	Worth
Cauldwell	Healey	Petty	

Those who voted in the negative, were

Abeel	Ely	Law	Sanford
Alberger	Fish	Lawrence	Schifferdecker
Badger	Goss	Lockwood	Shattuck
Bassett	Gregory	Lynde	Sherwood
Batcheller	Griffin	Mackin	Simon
Blumenthal	Gurneo	Manley	Sloan
Braman	Hammond	McAfee	Snyder

Brewer	Hardy	McQueen	Sullivan
Brown	Hazelton	Melvin	Sunderlin
Bulkley	Herrick	E. Miller	Taylor
Burritt	Hiller	W. Miller	Tewksbury
Carpenter	Hoag	Morey	Thorp
Comstock	Holden	Parry	Wagstaff
Coughlin	Houghton	Persons	West
Daly	Hussey	Phillips	Witbeck
Davis	Jones	Philpot	Wight
Deane	Knapp	S. G. Pope	Winfield
Denniston	Kshinka	G. W. Spencer	

Mr. Manley, from the committee on charitable and religious societies, to which was recommitted the bill introduced by Mr. Barrow, Int. No. 341, entitled "An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1869, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same,'" reported in favor of the passage of the same, with amendments, and amended the title so as to read "An act to repeal chapter 727 of the Laws of 1869, entitled 'An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same,' and chapter 760 of the Laws of 1870, amending the same," retaining its place on general orders, which report was agreed to, and said bill recommitted to the committee of the whole.

Mr. Mackin presented a petition of residents of the town of Fishkill, Dutchess county, for the exemption of tax on bonds and mortgages; which was read and referred to the committee on internal affairs.

Mr. Hiller presented a petition of citizens of Dunkirk for the passage of a compulsory education bill; which was read and referred to the committee on public education.

Also, a petition of citizens of the county of Chautauqua for the repeal of the steam-boiler inspection act; which was read and referred to the committee on the judiciary.

Messrs. Allen and Bennett presented several petitions for an act to submit to the people the question of the union of New York and Brooklyn and the five towns of Kings county under one municipal government, the whole to be called the city of New York; which were read and referred to the committee on affairs of cities.

Messrs. Sherwood, McQueen, Law and Dickson presented several petitions in favor of compulsory education; which were read and referred to the committee on public education.

Messrs. Alberger, Batcheller, Stover, Goss, Comstock and Burritt presented petitions in favor of the funding resolutions; which were read and referred to the committee on ways and means.

Messrs. Houghton and Wagstaff presented petitions in favor of the exemption of bonds and mortgages from taxation; which were read and referred to the committee on the judiciary.

Mr. Philpot presented two petitions in favor of taxing the New York and Oswego Midland Railroad; which were read and referred to the committee on railroads.

Mr. Bostwick presented a petition of citizens of Tompkins, Seneca and Cayuga counties, against repeal of laws protecting fish in Cayuga lake; which was read and referred to the committee on internal affairs.

Mr. West presented a petition of tax payers of Ballston Spa, for a tax

to improve Saratoga avenue; which was read and referred to the committee on affairs of villages.

Mr. Townsend presented petitions of citizens of the town of Batavia, Genesee county, in favor of repeal of section 10, chapter 398, Laws of 1872; which were read and referred to the committee on the judiciary.

Mr. Leake called from the table the resolution previously offered by him, in the words following:

Whereas, Certain charges have appeared in the public press of the city of New York respecting the management of the department of public charities and correction, alleging, among other abuses, that a near relative of one of the commissioners was authorized to purchase dry goods for which the city was compelled to pay, in some instances, as high as thirty-three and one-third (33 $\frac{1}{3}$) per cent more than the goods could have been purchased for in open market; therefore,

Resolved, That the committee on State charitable institutions are hereby directed to proceed to New York and investigate the management and conduct of the affairs of that department, with power to send for persons and papers.

Debate was had thereon, when

Mr. Batcheller moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative.

{ AYES 49 }
{ NOES 53 }

Those who voted in the affirmative, were

Alberger	Fish	Leake	Sanford
Allen	Footo	Lynde	Scherman
Beecher	Goss	Manley	Schifferdecker
Bennett	Gregory	McAfee	J. W. Smith
Biglin	Griffin	McQueen	Snyder
Braman	Gurnee	Nice	C. S. Spencer
Brown	Hanrahan	Parry	Sullivan
Burritt	Hardy	Petty	Townsend
Carpenter	Hazeltan	Phillips	West
Deane	Healey	Philpot	C. B. Wood
Dickson	Houghton	S. G. Pope	P. Woods
Donahue	Lawrence	Ryan	Worth
Eastman			

Those who voted in the negative, were

Abeel	Comstock	Knapp	Persons
Alvord	Coughlin	Kshinka	H. Smith
Badger	Daly	Law	G. W. Spencer
Barrow	Denniston	Lockwood	Stacy
Bassett	Ely	Mackin	Stover
Batcheller	Farrar	McGroarty	Taylor
Beebe	Hammond	Melvin	Tewksbury
Blumenthal	Herrick	E. Miller	Thorp
Bordwell	Hiller	Morey	Wachner
Bostwick	Hoag	Murray	Wagstaff

Brewer
Cauldwell
Clark
Cleary

Holden
Johnson
Kirk

Oakley
O'Callaghan
Patten

Weed
Wight
Winfield

Mr. Speaker presented the annual report of the Eclectic Medical Society, which was laid upon the table and ordered printed.

(See Doc. No. 102.)

On motion of Mr. Alvord, at 2 o'clock and 20 minutes, the House took a recess until half-past seven o'clock.

HALF-PAST SEVEN.

The House again met.

Mr. Speaker announced the special order, being the resolutions reported by the committee appointed to draft resolutions expressive of the sentiments of the Assembly upon the death of Hon. Charles Sumner, U. S. Senator for the State of Massachusetts, being in the words following:

The Assembly, having received with profound grief the intelligence of the death of Charles Sumner, does, in becoming recognition of the purity of character, devoted patriotism and noble services of the illustrious deceased,

Resolve, That in his death the nation has been bereft of one of its ablest statesmen, freedom has lost a dauntless champion, and mankind been deprived of the services of one skilled to direct and strong to strike in the interests of humanity.

Resolved, That while we bow in sorrowful submission to the dispensation with which our country has been visited, we rejoice that in the grand achievements of his life and in the noble record he has left we have a heritage which will perpetuate his memory forever.

Addresses were delivered by Messrs. Alvord, Bostwick, Prince, Brewer, Lincoln, Beebe, Vedder, C. S. Spencer, Berri, Farrar, Wight, Sloan and Griffin, after which

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative unanimously, by a rising vote.

On motion of Mr. Weed, at 9 o'clock and 47 minutes, the House adjourned.

THURSDAY, MARCH 19, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Morrow.

On motion of Mr. Griffin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to enable the trustees of the village of Batavia, in the county of Genesee, in this State, to raise money by a special tax to pay the existing debt of said village."

"An act supplementary to an act to amend an act to incorporate the city of Ogdensburg, passed April 27, 1868, and the acts amending the same."

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to provide for the payment of the quota of State taxes imposed upon the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act to incorporate the Seneca County Savings Bank of Waterloo, Seneca county, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' passed April 22, 1862."

"An act to authorize the city of Rochester to levy a tax for the purpose of erecting and completing a public school building known as the Genesee school building, and also for furnishing the same and the Madison Park school building."

Mr. Speaker announced the special order, being the "Concurrent resolutions proposing amendments to articles seven and three of the Constitution."

The House then proceeded to the consideration of article seven, in words following:

"Concurrent resolution proposing amendments to article seven of the Constitution."

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz :

That sections three and six of article seven be amended as follows:

Section three to be amended by adding at the end of the section the following:

No extra compensation shall be made to any contractor, but if, from any unforeseen cause, the terms of any contract shall prove to be unjust and oppressive, the canal board may, upon the application of the contractor, cancel such contract.

§ 6. The Legislature shall not sell, lease or otherwise dispose of the Erie canal, the Oswego canal, the Champlain canal, or the Cayuga and Seneca canal; but they shall remain the property of the State, and under its management forever. Hereafter the expenditures for collections, superintendence, ordinary and extraordinary repairs on the canals named in this section, shall not exceed, in any year, their gross receipts for the previous year. All funds that may be derived from any lease, sale or other disposition of any canal, shall be applied in payment of the debt for which the canal revenues are pledged.

That the following be added as sections thirteen and fourteen, in place of sections thirteen and fourteen of this article, which have been transferred and inserted as sections twenty-one and twenty-two of article three.

§ 13. The sinking funds provided for the payment of interest and the extinguishment of the principal of the debts of the State, shall be sepa-

rately kept and safely invested, and neither of them shall be appropriated or used in any manner other than for the specific purpose for which it shall have been provided.

§ 14. Neither the Legislature, Canal Board, Canal Appraisers, nor any person or persons acting in behalf of the State, shall audit, allow, or pay any claim which, as between citizens of the State, would be barred by lapse of time. The limitation of existing claims shall begin to run from the adoption of this section, but this provision shall not be construed to revive claims already barred by existing statutes, nor to repeal any statute fixing the time within which claims shall be presented or allowed, nor shall it extend to any claims duly presented within the time allowed by law, and prosecuted with due diligence from the time of such presentment. But if the claimant shall be under legal disability, the claim may be presented within two years after such disability is removed;

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered in their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Assembly concur), That the Senate do agree to the proposed amendment.

Mr. Speaker put the question whether the House would agree to the adoption of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 14 }

Those who voted in the affirmative, were

Abeel	Deane	Leake	Schifferdecker
Alberger	Denniston	Lincoln	Sherwood
Allen	Dickson	Lockwood	J. W. Smith
Alvord	Eastman	Lynde	Snyder
Badger	Farrar	Mackin	Speaker
Barrow	Fish	Manley	C. S. Spencer
Bassett	Foote	McAfee	G. W. Spencer
Batcheller	Goss	McQueen	Stacy
Beecher	Gregory	E. Miller	Stover
Bennett	Griffin	W. Miller	Sullivan
Berri	Gurnee	Morey	Sunderlin
Bostwick	Hanrahan	Parry	Tewksbury
Braman	Hardy	Persons	Thorp
Brewer	Hiller	Petty	Townsend
Brown	Houghton	Phillips	Vedder
Bulkley	Hussey	Philpot	Wagstaff
Burritt	Johnson	S. G. Pope	West
Carpenter	Jones	Prince	Witbeck
Clark	Kshinka	Ryan	Wight
Comstock	Law	Sanford	Winfield
Coughlin	Lawrence	Scherman	

Those who voted in the negative, were

Blessing	Davis	Melvin	Sloan
Blumenthal	Donahue	O'Callaghan	Weed
Cauldwell	Hayes	Patten	P. Woods
Coffey	McGroarty		

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The House then proceeded to the consideration of the concurrent resolution proposing amendments to article three of the Constitution, in the words following :

Whereas, At the last session of the Legislature the following amendment was proposed in the Senate and Assembly, viz. :

That sections one, five, six, seven and eight of article three of the Constitution be amended so as to read as follows :

ARTICLE III.

SECTION 1. The legislative power of this State shall be vested in a Senate and an Assembly.

§ 5. The Assembly shall consist of one hundred and twenty-eight members, elected for one year. The members of Assembly shall be apportioned among the several counties of the State, by the Legislature, as nearly as may be, according to the number of their respective inhabitants, excluding aliens, and shall be chosen by single districts. The Assembly districts shall remain as at present organized until after the enumeration of the inhabitants of the State, in the year eighteen hundred and seventy-five. The Legislature, at its first session after the return of every enumeration, shall apportion the members of Assembly among the several counties of the State, in manner aforesaid, and the board of supervisors in such counties as may be entitled under such apportionment to more than one member, except the city and county of New York, and in said city and county the board of aldermen of said city shall assemble at such time as the Legislature making such apportionment shall prescribe, and divide their respective counties into Assembly districts, each of which districts shall consist of convenient and contiguous territory, equal to the number of members of Assembly to which such counties shall be entitled, and shall cause to be filed in the offices of the Secretary of State and the clerks of their respective counties a description of such districts, specifying the number of each district and the population thereof, according to the last preceding enumeration as near as can be ascertained, and the apportionment and districts shall remain unaltered until another enumeration shall be made, as herein provided. No town shall be divided in the formation of Assembly districts. Every county heretofore established and separately organized, except the county of Hamilton, shall always be entitled to one member of the Assembly, and no new county shall be hereafter erected unless its population shall entitle it to a member. The county of Hamilton shall elect with the county of Fulton until the population of the county of Hamilton shall, according to the ratio, be entitled to a member. But the Legislature may abolish the said county of Hamilton, and annex the territory thereof to some other county or counties. Nothing in this section shall prevent division at any time of counties and towns, and the erection of new towns and counties by the Legislature.

§ 6. Each member of the Legislature shall receive for his services an annual salary of one thousand five hundred dollars. The members of either House shall also receive the sum of one dollar for every ten miles they shall travel in going to and returning from their place of meeting, once in each session, on the most usual route. Senators, when the Senate alone is convened in extraordinary session, or when serving as members of the court for the trial of impeachments, and such members of the Assembly, not exceeding nine in number, as shall be appointed managers of an impeachment, shall receive an additional allowance of ten dollars a day.

§ 7. No member of the Legislature shall receive any civil appointment within this State, or the Senate of the United States, from the Governor, the Governor and Senate, or from the Legislature, or from any city government, during the time for which he shall have been elected; and all such appointments and all votes given for any such member, for any such office or appointment, shall be void.

§ 8. No person shall be eligible to the Legislature who, at the time of his election, is, or within one hundred days previous thereto has been, a member of Congress, a civil or military officer under the United States, or an officer under any city government. And if any person shall, after his election as a member of the Legislature, be elected to Congress, or appointed to any office, civil or military, under the government of the United States, or under any city government, his acceptance thereof shall vacate his seat.

And that the following additional sections be added to said article three of the Constitution:

§ 17. No act shall be passed which shall provide that any existing law, or any part thereof, shall be made or deemed a part of said act, or which shall enact that any existing law, or any part thereof, shall be applicable, except by inserting it in such act.

§ 18. The legislature shall not pass a private or local bill in any of the following cases:

Changing the names of persons.

Laying out, opening, altering, or discontinuing roads, highways or alleys, or for draining swamps or other low lands.

Locating or changing county seats.

Providing for changes of venue in civil or criminal cases.

Incorporating villages.

Providing for election of members of boards of supervisors.

Selecting, drawing, summoning or impaneling grand or petit jurors.

Regulating the rate of interest on money.

The opening and conducting of elections or designating places of voting.

Creating, increasing or decreasing fees, percentage or allowances of public officers, during the term for which said officers are elected or appointed.

Granting to any corporation, association or individual the right to lay down railroad tracks.

Granting to any private corporation, association or individual any exclusive privilege, immunity or franchise whatever.

Providing for building bridges, and chartering companies for such purposes, except on the Hudson river below Waterford, and on the East river, or over the waters forming a part of the boundaries of the State.

The Legislature shall pass general laws providing for the cases enu-

merated in this section, and for all other cases which in its judgment may be provided for by general laws. But no law shall authorize the construction or operation of a street railroad except upon the condition that the consent of the owners of one-half in value the property bounded on, and the consent also of the local authorities having the control of that portion of a street or highway upon which it is proposed to construct or operate such railroad be first obtained, or in case the consent of such property owners cannot be obtained, the general term of the supreme court, in the district in which it is proposed to be constructed, may, upon application, appoint three commissioners who shall determine, after a hearing of all parties interested, whether such railroad ought to be constructed or operated, and their determination, confirmed by the court, may be taken in lieu of the consent of the property owners.

§ 19. The Legislature shall neither audit nor allow any private claim or account against the State, but may appropriate money to pay such claims as shall have been audited and allowed according to law.

§ 20. Every law which imposes, continues or revives a tax shall distinctly state the tax and the object to which it is to be applied, and it shall not be sufficient to refer to any other law to fix such tax or object.

§ 21. On the final passage, in either House of the Legislature, of any act which imposes, continues or revives a tax, or creates a debt or charge, or makes, continues or revives any appropriation of public or trust money or property, or releases, discharges or commutes any claim or demand of the State, the question shall be taken by yeas and nays, which shall be duly entered upon the journals, and three-fifths of all the members elected to either House shall, in all such cases, be necessary to constitute a quorum therein.

§ 22. There shall be in the several counties, except in cities whose boundaries are the same as those of the county, a board of supervisors, to be composed of such members, and elected in such manner and for such period, as is or may be provided by law. In any such city the duties and powers of a board of supervisors may be devolved upon the common council or board of aldermen thereof.

Section 17 of said article is hereby made section 23 of the proposed amendment, and is amended so as to read as follows:

§ 23. The Legislature shall, by general laws, confer upon the boards of supervisors of the several counties of the State such further powers of local legislation and administration as the Legislature may from time to time deem expedient.

§ 24. The Legislature shall not, nor shall the common council of any city nor any board of supervisors, grant any extra compensation to any public officer, servant, agent or contractor.

§ 25. Sections 17 and 18 of this article shall not apply to any bill, or the amendments to any bill, which shall be reported to the Legislature by commissioners who have been appointed pursuant to law to revise the statutes.

And whereas, The said proposed amendment was agreed to by a majority of the members elected to each of the two Houses of the said Legislature, entered on their journals, with the yeas and nays taken thereon, and referred to the Legislature to be chosen at the then next general election of Senators;

And whereas, Such election has taken place, and said proposed amendment was duly published for three months previous to the time of

making such choice, in pursuance of the provisions of section one of article thirteen of the Constitution; therefore,

Resolved (if the Senate concur), That the Assembly do agree to the proposed amendment.

Said resolution having been read,

Mr. Weed moved to recommit said resolution to the committee on the judiciary, with instructions to reinstate section 4, stricken out by the Senate, being in the words following:

§ 4. An enumeration of the inhabitants of the State shall be made, under the direction of the Legislature, in the year 1875, and in every tenth year thereafter.

And to reinsert the word "four" in line 4 as engrossed, and that said committee be instructed to report a scheme for the submission of said amendments to the people.

Mr. Batcheller moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the negative.

} AYES 45 {
} NOES 64 {

Those who voted in the affirmative, were

Abeel	Hayes	McGroarty	Sloan
Beebe	Hazelton	E. Miller	H. Smith
Blessing	Holden	W. Miller	Stacy
Bordwell	Johnson	Murray	Stephens
Canldwell	Kirk	O'Callaghan	Sullivan
Cleary	Knapp	Patten	Vedder
Colahan	Landfield	Quinn	Weed
Davis	Lawrence	Ryan	Witbeck
Donahue	Lincoln	Sanford	Wight
Ely	Mackin	Shattuck	C. B. Wood
Fish	Manley	Simon	P. Woods
Gurnee			

Those who voted in the negative, were

Alberger	Burritt	Hardy	S. G. Pope
Allen	Carpenter	Hiller	Prince
Alvord	Clark	Houghton	Scherman
Barrow	Comstock	Hussey	Schifferdecker
Bassett	Coughlin	Jones	Sherwood
Batcheller	Deane	Kshinka	Speaker
Beecher	Denniston	Leake	C. S. Spencer
Bennett	Dickson	Lockwood	G. W. Spencer
Berri	Eastman	Lynde	Stover
Biglin	Farrar	McAfee	Taylor
Blumenthal	Foote	McQueen	Tewksbury
Bostwick	Goss	Melvin	Thorp
Braman	Gregory	Morey	Townsend
Brewer	Griffin	Parry	Waehner
Brown	Hammond	Petty	West
Bulkley	Hanrahan	Philpot	Worth

Mr. Speaker then put the question whether the House would agree to the adoption of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 14 }

Those who voted in the affirmative, were

Alberger	Clark	Landfield	Shattuck
Allen	Comstock	Law	Sherwood
Alvord	Daly	Lawrence	Sloan
Badger	Deane	Leake	Snyder
Barrow	Denniston	Lincoln	Speaker
Bassett	Dickson	Lockwood	C. S. Spencer
Batcheller	Eastman	Lynde	G. W. Spencer
Beebe	Farrar	McAfee	Stacy
Beecher	Fish	McGroarty	Stover
Bennett	Foote	Melvin	Sunderlin
Berri	Goss	W. Miller	Tewksbury
Biglin	Gregory	Morey	Thorp
Blumenthal	Griffin	Parry	Townsend
Bostwick	Gurnee	Petty	Vedder
Braman	Hanrahan	Phillips	Wahner
Brewer	Hiller	Philpot	Wagstaff
Brown	Holden	S. G. Pope	West
Bulkley	Houghton	Prince	Wight
Burritt	Hussey	Scherman	Winfield
Carpenter	Jones	Schifferdecker	Worth
Cauldwell	Kshinka		

Those who voted in the negative, were

Blessing	Hayes	O'Callaghan	Weed
Coughlin	Kirk	Quinn	C. B. Wood
Donahue	Manley	Simon	P. Woods
Ely	Murray		

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the Senate bill entitled "An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870," with a message in the words following:

IN SENATE, *March 19, 1874.*

Pursuant to a concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill entitled "An act to amend an act entitled 'An act to authorize corporations to change their names,' passed April 21, 1870."

The vote upon the final passage of said bill having been reconsidered, on motion of Mr. McGowan the same was recommitted to the committee on the judiciary, and by said committee reported back with the following amendments:

Section 1, engrossed bill, line 11, strike out the words "or adjoining county."

Same section, lines 12 and 13, strike out the words "the principal corporate property of such corporation or."

Same section, lines 13 and 14, strike out the words "if any."

Which report was agreed to, and said bill as amended passed, and ordered sent to the Assembly for concurrence.

By order,

HENRY A. GLIDDEN, *Clerk*.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Alvord	Davis	Landfield	Shattuck
Badger	Deane	Lincoln	Sherwood
Barrow	Denniston	Lynde	Simon
Bassett	Dickson	Manley	Snyder
Beecher	Eastman	McAfee	Speaker
Bennett	Farrar	McQueen	C. S. Spencer
Berri	Fish	Melvin	G. W. Spencer
Biglin	Foote	E. Miller	Stacy
Blumenthal	Goss	W. Miller	Stover
Bordwell	Gregory	Morey	Sullivan
Bostwick	Griffin	Nice	Taylor
Braman	Hardy	Oakley	Tewksbury
Brewer	Hazelton	Parry	Townsend
Brown	Hiller	Persons	Vedder
Bulkley	Holden	Philpot	Wagstaff
Burritt	Houghton	S. G. Pope	West
Cauldwell	Hussey	Prince	Witbeck
Clark	Johnson	Sanford	Wight
Colahan	Jones	Scherman	Worth
Comstock	Kirk	Schifferdecker	

For the negative,

Abeel

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

- Those who voted in the affirmative, were

Alberger	Colahan	Knapp	Sherwood
Alvord	Comstock	Law	Simon
Badger	Daly	Leake	Snyder
Barrow	Davis	Lincoln	Speaker
Bassett	Denniston	Lynde	C. S. Spencer
Batcheller	Dickson	Manley	G. W. Spencer

Beecher	Donahue	McAfee	Stacy
Bennett	Ely	McQueen	Stover
Berri	Farrar	Melvin	Sunderlin
Biglin	Fish	E. Miller	Taylor
Blessing	Foote	W. Miller	Tewksbury
Blumenthal	Goss	Morey	Thorp
Bordwell	Griffin	Parry	Townsend
Braman	Gurnee	Petty	Wagstaff
Brewer	Hazelton	Philpot	West
Brown	Hiller	S. G. Pope	Wight
Bulkley	Holden	Prince	Winfield
Burritt	Houghton	Sanford	C. B. Wood
Carpenter	Hussey	Scherman	P. Woods
Clark	Kirk	Schifferdecker	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 427, G. O. 458, "An act to amend the several acts incorporating the village of Oswego Falls."

Assembly bill No. 414, G. O. 443, "An act in relation to taxes in the city of Syracuse."

Assembly bill No. 253, G. O. 267, "An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873."

Assembly bill No. 449, G. O. 482, "An act to provide for the improvement of the hydraulic power of the Chateaugay river."

Said bills were so referred.

By unanimous consent, Mr. Braman called from the table the report of the committee of conference, in the words following:

The committee of conference appointed by the Senate and Assembly concerning the matters in difference between the two Houses relative to the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor, and provide for the payment thereof," having met and considered the same, have agreed to recommend that the Assembly concur in the amendments made by the Senate to said bill,

CHARLES S. SPENCER,

THOMAS, G. ALVORD,

SMITH M. WEED,

Assembly Committee.

WM. B. WOODIN,

J. C. DAYTON,

W. WAGNER,

Senate Committee.

Waters W. Braman and T. N. Melvin, dissenting.

Mr. Speaker put the question whether the House would agree to the report of the conference committee, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Davis	Manley	J. W. Smith
Alberger	Denniston	McAfee	Snyder
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Allen	Dickson	McGroarty	C. S. Spencer
Alvord	Eastman	E. Miller	G. W. Spencer
Badger	Ely	W. Miller	Stover
Barrow	Farrar	Morey	Sunderlin
Batcheller	Fish	Murray	Taylor
Beebe	Foot	Oakley	Tewksbury
Bennett	Goss	Petty	Thorp
Berri	Gregory	Phillips	Townsend
Blumenthal	Gurnee	Philpot	Vedder
Bordwell	Hammond	S. G. Pope	Waehner
Bostwick	Hanrahan	Sanford	Wagstaff
Braman	Hazelton	Scherman	West
Brewer	Hiller	Schifferdecker	Witbeck
Brown	Holden	Shattuck	Wight
Burritt	Houghton	Sherwood	Winfield
Clark	Hussey	Simon	C. B. Wood
Colahan	Jones	Sloan	P. Woods
Coughlin	Lawrence	H. Smith	Worth
Daly			

Ordered, That the Clerk deliver said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

This being the day assigned by the rules for the consideration of general orders,

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill, G. O. 527, entitled "An act relative to public instruction," be made a special order for the 26th March instant, immediately after reading of the journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, Mr. Braman introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Cohoes,' passed May 19, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Brewer introduced a bill entitled "An act to define the territory and boundaries of Union Free School District No. 3, in the town of Clymer, Chautauqua county, New York, and to change the number thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Also, by unanimous consent, the bill entitled "An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

By unanimous consent, Mr. Nice introduced a bill entitled "An act to incorporate the Niagara Grand Island Bridge Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

By unanimous consent, Mr. Worth introduced a bill entitled "An act in relation to the Wallabout improvement in the city of Brooklyn,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Morey introduced a bill entitled "An act to extend the time for the collection of taxes in the county of Livingston," which was read the first time, and by unanimous consent was also read the second time.

On motion of Morey, and by unanimous consent, said bill was ordered to a third reading.

By unanimous consent, Mr. Burritt introduced a bill entitled "An act authorizing the establishment of a ferry across the Genesee river, near Charlotte, and incorporating a company for that purpose," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

By unanimous consent, Mr. Bordwell introduced a bill entitled "An act to amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as relates to the village of Niagara City in the county of Niagara," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. Chadwick introduced a bill entitled "An act to authorize the construction of a foot-bridge over the Erie canal, on Mohawk street in the city of Utica, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, Mr. Barrow introduced a bill entitled "An act to empower the judge of the county court of Onondaga county to employ a stenographer," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on judiciary.

By unanimous consent, Mr. Oakley introduced a bill entitled "An act to incorporate the Crevice Club of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

By unanimous consent, Mr. Wight introduced a bill entitled "An act to amend chapter 195 of the Laws of 1868, entitled 'An act to provide for the draining of certain swamp lands in the town of New Rochelle, in the county of Westchester,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Also, by unanimous consent, the bill entitled "An act to amend chapter 249 of the laws of 1864, entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of New Rochelle in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, by unanimous consent, the bill entitled "An act to regulate the fares upon the Fourth Avenue Railroad and the New York and Harlem Railroad Company, as per act passed 1831, chapter 263, providing for the running of trains on said road," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Cauldwell introduced a bill entitled "An

act to incorporate the Dollar Savings Bank in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, by unanimous consent, the bill entitled "An act to amend an act entitled 'An act to incorporate the New York Coal Exchange and to confer certain powers upon it,' passed June 12, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

By unanimous consent, Mr. G. W. Spencer introduced a bill entitled "An act to amend section 2 of chapter 721, Laws of 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Eastman, from the committee on affairs of cities, to which was recommitted the Senate bill, Int. No. 49, entitled "An act to amend an act entitled 'An act to provide for the relief and support of the poor of the county of Kings, and to change the name of the office of the commissioners of charities of the county of Kings,' passed April 14, 1871," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. Prince, from the committee on the judiciary, to which was recommitted with instructions the Senate bill introduced by Mr. Bradley, Int. No. 23, entitled "An act relating to the publication of notices of election," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill was restored to its place on third reading of bills.

On motion of Mr. Ely, and by unanimous consent, the committee of the whole was discharged from the further consideration of the bill entitled "An act to authorize the Oneonta Manufacturing Company of Oneonta, Otsego county, New York, to issue preferred stock," and the same was ordered engrossed and to a third reading.

Mr. Holden moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Goss, Int. No. 737, entitled "An act to change the name of the Monroe County Agricultural Society to that of 'The Western New York Agricultural and Mechanical Association,' and to incorporate the same," reported adversely thereto.

Mr. Goss moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 668, entitled "An act to extend the time to complete the organization of the Atlantic Guarantee and Trust Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. C. S. Spencer, Int. No. 175, entitled "An act to incorporate 'The Third Avenue Quick Transit Company,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 863, entitled "An act to promote rapid transit in the city of New York, and to authorize the New York and Harlem Railroad Company to construct an elevated railroad in said city therefor," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Wight, Int. No. 273, entitled "An act to authorize the New York Elevated Railroad Company to extend its railroad in the city of New York, and to regulate the construction, operation and management thereof," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Oakley, Int. No. 776, entitled "An act to incorporate the Greenpoint, Calvary Cemetery and Newtown Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Ely, Int. No. 361, entitled "An act to provide for the election of railroad commissioners," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to provide for the election of railroad commissioners in Otsego and Schoharie counties," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Coffey, Int. No. 509, entitled "An act to repeal chapter 502 of the Laws of 1873, entitled 'An act to amend section 3 of chapter 533 of the Laws of 1867, entitled An act for the relief of the Van Brunt Street and Erie Basin Railroad Company,'" reported adversely thereto, which report was agreed to.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Witbeck, Int. N. 407, entitled "An act to provide for the building of an iron bridge over the tracks of the Boston and Albany railroad, and the New York Central and Hudson River railroad, in the village of Greenbush, Rensselaer county," reported adversely thereto, which report was agreed to.

Mr. Lincoln, from the committee on railroads, to which was recommended the bill introduced by Mr. Stover, Int. No. 703, entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850, and the amendments thereto," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. C. S. Spencer, Int. No. 920, entitled "An act to authorize the commissioners named in section 2, chapter 833, of the Laws of 1872, entitled 'An act to authorize the Metropolitan Transit Company to construct and operate certain railroads in the city of New York, and to construct and use for railroad purposes the bridge across the Harlem river,' passed May 22, 1872, to act as trustees of the Metropolitan Transit Company," reported in favor of the passage of the same,

which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Lowery, Int. No. 80, entitled "An act to incorporate the Utica and Fair Ground Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Wight, from the committee on insurance, to which was referred the bill introduced by Mr. Farrar, Int. No. 644, entitled "An act to amend an act entitled 'An act to authorize the formation of town insurance companies,' passed April 17, 1857, and the act to amend the same, passed May 21, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Sunderlin, Int. No. 847, entitled "An act to repeal so much of chapter 817, Session Laws of 1866, and of chapter 796 of Session Laws of 1868, and of chapter 227 of Session Laws of 1872, as may exempt township Nos. 35, 36, 40 and 41 of Totten and Crossfield's purchase, from any of the provisions with regard to highway taxes of said townships, together with the highway taxes of township Nos. 5 and 39 of same purchase, to the uses and construction of the Carthage road from Long lake to Beach's lake, now called Lake Beaudrette, in Hamilton county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. G. Pope, Int. No. 967, entitled "An act to amend the general plank-road law and chapter 487 of the Laws of 1851, relative to plank-roads in the town of Chesterfield, in the county of Essex," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Weed, Int. No. 731, entitled "An act authorizing the construction of a road from the road owned by the State near Chazy lake to Chateaugay lake," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. G. Pope, Int. No. 966, entitled "An act in relation to the tolls upon the Western Plank-road Company's roads in the counties of Franklin and Clinton," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Shattuck, Int. No. 879, entitled "An act to amend article 4, title 1 of chapter 14, of the first part of the Revised Statutes in relation to laying out public roads and the alteration thereof," reported in favor of the passage of the same, which

report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Hazelton, at 2 o'clock and 5 minutes, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN.

The House again met.

Mr. W. Miller presented the report of the sub-committee of the whole; which was laid on the table and ordered printed.

(See Doc. No. 105.)

Mr. Speaker announced the special orders of the day, being the bills entitled as follows:

"An act to abolish the office of Superintendent of Canal Repairs, and to give additional powers to the Canal Commissioners for the more efficient and economical maintenance of the canals of this State."

"An act to regulate the appointment of Superintendents of Canals and to define the duties and powers of the Canal Commissioners."

The House then resolved itself into a committee of the whole on said bills, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Houghton, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Alvord moved that said bill and the bill entitled "An act to regulate the appointment of Superintendents of Canals, and to define the duties and powers of the Canal Commissioners," be made a special order for Thursday evening next at 7½ o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. West, at 9 o'clock and 20 minutes the House adjourned.

FRIDAY, MARCH 20, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Wm. A. Snively.

On motion of Mr. Hazelton, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to legalize and confirm all laws, ordinances and resolutions heretofore passed by the common council of the city of Albany, and approved by the mayor thereof, directing or authorizing the constructing or building of any drain or sewer, together with the contracts made or entered into thereunder by said common council or the board of contract and apportionment of said city, to provide for the taking and acquiring of real estate and appurtenances for the purpose of construct-

ing, building or maintaining any drain or sewer built or to be built or constructed, assessing the damages and recompense of the owner or owners thereof, and for the apportionment and assessment of such damages and recompense, and the expense of building and constructing such drain or sewer, with the incidental expenses attending the same, and for the enforcing and collecting of such apportionments and assessments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to provide for the election and appointment of registers and inspectors of elections and poll clerks in Long Island City," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' passed 1870," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Carpenter, and by unanimous consent, said bill was ordered to a third reading.

"An act to provide for the establishment of a system of graded schools in the village of Ithaca," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Bostwick, and by unanimous consent, said bill was substituted for the Assembly bill on the same subject.

The Senate returned the bill entitled "An act to provide for the support of government and other purposes," with a message that they had passed the same, with the following amendments, reference being had to the engrossed bill:

Page 2, line 27, after the word "the" (last occurring) insert the words "clerk of the."

Page 3, strike out lines 16 and 17, and insert in lieu thereof the following: "The stenographers provided for in chapter 700 of the Laws of 1871, shall hereafter be paid by the treasurers of the respective counties from the court fund, or the fund from which the jurors are paid, upon the certificate of the presiding justice."

Page 5, line 21, after the word "banking" insert the word "insurance." Line 22, after the word "departments" insert the words "one thousand dollars, one-half thereof."

Same page, line 25, strike out the words "one thousand dollars" and insert the following: "and the other one-half thereof to be refunded to the treasury by the several insurance companies, associations, persons and agents, pursuant to chapter three hundred and sixty-six of Laws of eighteen hundred and fifty-nine; and section five of said chapter one hundred and three of the Laws of eighteen hundred and fifty-seven is hereby amended so that hereafter but five hundred dollars of the one thousand dollars of salary therein allowed to the treasurer, shall be charged to the banking department, and the other one-half thereof shall hereafter be charged to the insurance department as above specified."

Page 6, line 13, strike out the word "two" and insert the word "three." After the word "thousand" insert the word "five hundred." Line 18, after the word "dollars" insert the words "the salary of the deputy State Engineer and Surveyor, together with the compensation of the clerks aforesaid, and the expenses of printing and binding aforesaid." Add at the bottom of the page the following:

"For James Hall, as State geologist, as compensation for authorship,

the superintendents of drawings and engravings, for clerk hire and the use of working rooms, for the arranging, labeling and distribution of the duplicate fossils and minerals as fixed by the Lieutenant-Governor, Comptroller and Secretary of State, pursuant to chapter 715 of the Laws of 1871, \$2,500."

Page 10, line 2, after the word "visitation" insert the word "examinations." Line 4, strike out the word "two" and insert the word "three." After line 4, add a new paragraph as follows:

"For compensation of a botanist, \$1,500."

Line 8, strike out the word "five" and insert the word "four." Add after the word "dollars" the following: "To be paid to the trustees of the State Library, in semi-annual payments, on the first of October and the first of April." Line 22, strike out the word "eight" and insert the word "ten." Line 23, after the word "dollars" add the following:

"For the persons employed in making drawings for the natural history of the State, to be paid as salary, or in such manner as may be determined by the Secretary of State and the secretary of the Board of Regents, two thousand dollars, to be expended in the completion of the drawings of the Lamelledibranchiata, brachyopoda and gasteropoda, and five hundred dollars to be expended in the drawings of the Cephalopoda and the crustacea."

Page 11, line 18, after the word "notices" insert the words "and for printing the proceedings of the Senate on the trial of Judges McCunn, Prindle and Curtis."

Page 14, line 19, strike out the word "fifty" and insert the word "twenty-five." At the end of line 27 add the following:

"FOR ACADEMIES, ETC.

For the benefit of the academies and the academical departments of the union schools, the sum of one hundred and twenty-five thousand dollars, or so much thereof as may be derived from a tax of one-sixteenth of one mill upon each dollar of the taxable property of the State, this sum to be divided as the literature fund is now divided, and in accordance with the law passed in eighteen hundred and seventy-two; but no part of this fund shall be distributed to any academy or school of this State under the control of any religious or denominational sect or society, or wherein any religious tenets are taught."

Page 15, line 19, strike out the word "keeping" and insert the word "keeper."

Page 17, line 23, strike out the word "thirty-five" and insert the word "forty."

Page 18, line 20, strike out the word "thirty-five" and insert the word "forty."

Page 20, line 17, strike out the word "for" (second occurring) and insert the word "in," and after the word "counties" insert the words "from the capital of the school fund."

Page 21, line 35, before the word "commissioner" insert the word "loan."

Page 22, line 12, strike out the word "twenty-five" and insert the word "thirty." Line 16, strike out the word "eight" and insert the word "ten."

Page 23, line 18, after the word "law" insert the words "and the amount hereinbefore directed to be paid to the trustees of the State Library." Line 29, strike out the word "of" and insert the word "or."

Mr. Batcheller moved that said amendments be printed and referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker presented the Transactions of the Homœopathic Medical Society of the State of New York, for the year 1874, which was laid upon the table and ordered printed.

(See Doc. No. .)

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to extend the time for the collection of taxes in the county of Livingston."

"An act to authorize the Oneonta Manufacturing Company of Oneonta, Otsego county, New York, to issue preferred stock."

Mr. Oakley called from the table the report of the sub-committee of the whole, in the words following:

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 387, printed No. 364, entitled "An act to provide for a lease of land to the Samaritan Home for the Aged of the city of New York," reported in favor of the passage of the same, with the following amendment:

Section 1, line 2, strike out the words "and directed."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 306, printed No. 288, entitled "An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 304, printed No. 286, entitled "An act to incorporate the village of Bath-on-the Hudson, Rensselaer county, New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 436, printed No. 409, entitled "An act for the relief of the Hebrew Benevolent and Orphan Asylum Society of the city of New York, and to authorize changes in conditions of leases to said society," reported in favor of the passage of the same, with the following amendments:

Section 1, line 4, after the words "New York," insert the words "so as to enable the said society to hold in fee and to convey in fee and." Line 6, after the word "society," insert the word "to." Line 7, strike out the word "therefrom," and insert the words "from the sale or leasing of said premises."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 424, printed No. 399, entitled "An act relating to the preservation of fish within the county of Cortland, State of New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 429, printed No. 404, entitled "An act to provide for the establishment of a system of graded schools in the village of Ithaca," reported in favor of the passage of the same, with the following amendments:

Section 2, line 2, insert "Rufus Bates."

Section 4, line 6, after the word "commissioners," insert the words "and a collector." Line 11, insert after the word "respectively" the words "The collector shall hold his office for one year from the second Tuesday of October next succeeding his election." Line 12, strike out the word "commissioner" and insert the words "officer aforesaid."

Add to section 9 the words "or of any tax payer, and a transcript thereof may be taken." Strike out from line 31 to line 42, and insert the words "It shall be the duty of the collector, before receiving any warrant for the collection of money, to execute a bond to the board of education, with two or more sureties, to be approved by the said board, in such amount as they shall deem reasonable, conditioned for the due and faithful execution of the duties of his office. His jurisdiction under this act shall extend to all the territory embraced in the said union school district. Also, he shall have the same power to execute the warrants delivered to him beyond the limits of the district as is given to the." Strike out all of the section after the word "stall" in line 43.

Section 12, line 8, strike out the word "five" and insert the word "three."

Add to section 13 the words, "In case the office of collector shall become vacant by the death, resignation, refusal or inability of the incumbent to act, the board, by appointment, may fill the vacancy for the unexpired term. And the said board are empowered to appoint a collector at their organization, who shall hold his office until the second Tuesday in October, 1875."

Section 18, strike out lines 13 to 16, inclusive, and insert the words "His compensation for receiving and disbursing the moneys committed to his charge by virtue of this act shall be determined by the board of education."

Section 28, line 17, add to subdivision the following: "And the person or persons to whom the money has been paid."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 357, printed No. 338, entitled "An act to change the name of the village of Warren, in Rockland county, State of New York, to Haverstraw," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 363, printed No. 344, entitled "An act to authorize the trustees of the First Presbyterian church in Catlin, in the town of Dix, Schuyler county, State of New York, to remove the bodies buried in the burial ground belonging to said church to the burial ground of the 'Moreland Cemetery Association,' and to empower said trustees to sell and convey the title of said burial ground and the old church lot adjoining, after the bodies have been removed," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 430, printed No. 405, entitled "An act to provide for the erection of a school-house in school district No. 3 of the town of Flatlands, in the county of Kings," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 309, printed No. 291, entitled "An act to enable the commissioners of highways of the several towns through which the Mohawk turnpike passes to contract," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 371, printed No. 352, entitled "An act authorizing the Dry Dock Savings Institution of the city of New York, to change its location," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 210, printed No. 194, entitled "An act to incorporate the Sans Souci Club of Lansingburgh," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 423, printed No. 398, entitled "An act to authorize the town of Oswegatchie to raise money to build a bridge over the Oswegatchie river, above the mill-dam in the city of Ogdensburg, appointing commissioners for that purpose, and providing money for payment," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 441, printed No. 412, entitled "An act to consolidate the Albany Hospital with the Albany Medical College," reported in favor of the passage of the same, with the following amendment:

Section 2, line 4, insert the name of "Archibald McClure."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 387, printed No. 348, entitled "An act to change the time of electing trustees of the Camp Meeting Association of the Methodist Episcopal Church in the city of New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 443, printed No. 414, entitled "An act in relation to taxes in the city of Syracuse," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 275, printed No. 260, entitled "An act to amend an act entitled 'An act to amend chapter 467 of the Laws of 1862, entitled An act to prevent the adulteration of milk, and prevent the traffic in impure and unwholesome milk,' passed May 2, 1866," reported in favor of the passage of the same, with the following amendments:

Section 1, line 8, after the word "animals," insert the word "knowingly." Strike out after the word "fermentation," in line 9, all down to and including the word "declared," in line 10, and insert the words "shall for the purposes of this act be considered."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 342, printed No. 74, entitled "An act to authorize the commissioners of the town of Plainfield, in the county of Otsego, appointed under and by virtue of chapter 364 of the Laws of 1866, to issue bonds, and with the proceeds thereof to pay the bonds heretofore issued by said town, under and by virtue of said act, and now due," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 307, printed No. 289, entitled "An act in relation to the management of the bridge crossing the Mohawk river, between the city of Schenectady and the town of Glenville, in the county of Schenectady," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 368, printed No. 349, entitled "An act

to re-incorporate and change the name of the Associate Congregation of Bovina, and to authorize said society to take and hold, by gift, devise, purchase or otherwise, real and personal estate, and to sell their glebe," reported in favor of the passage of the same.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 428, printed No. 55, entitled "An act to repeal an act to amend chapter 664, Laws of 1867, entitled 'An act to enable the supervisors of Montgomery county to refund illegal taxes,' passed April 23, 1867," reported in favor of the passage of the same.

Mr. Lincoln moved to disagree with said report, and that said bill be recommitted to the committee of the whole.

Debate was had thereon, when

Mr. Beebe moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lincoln, and it was determined in the negative.

{ AYES 9 }
{ NOES 72 }

Those who voted in the affirmative, were

Brewer	Melvin	Schiffardecker	Waehner
Colahan	Petty	Vedder	Witbeck
Lincoln			

Those who voted in the negative, were

Alberger	Denniston	Kirk	Sloan
Allen	Dickson	Leake	H. Smith
Alvord	Eastman	Lockwood	J. W. Smith
Batcheller	Farrar	Mackin	Snyder
Beebe	Fish	McQueen	C. S. Spencer
Bennett	Foote	W. Miller	G. W. Spencer
Berri	Goss	Morey	Stacy
Bostwick	Gregory	Murray	Stephens
Braman	Griffin	O'Callaghan	Stover
Brown	Hammond	Parry	Sunderlin
Bulkley	Hanrahan	Persons	Tewksbury
Burritt	Hardy	Phillips	Thorp
Carpenter	Hayes	Philpot	Townsend
Clark	Hiller	S. G. Pope	Wagstaff
Coffey	Holden	Sanford	Weed
Comstock	Houghton	Shattuck	West
Coughlin	Hussey	Sherwood	Wight
Daly	Jones	Simon	Worth

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Said bill was ordered to a third reading.

The Senate returned the bill entitled "An act in relation to the village of Hempstead, in the county of Queens," with a message informing that they had concurred in the same, with the following amendment:

Add to section 2: "But no question involving the expenditure of money, or the alienation of property, shall be introduced after two o'clock in the afternoon of the same day, or without ten days' public notice of the contemplated expenditure or alienation."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Comstock	Johnson	Prince
Alvord	Coughlin	Jones	Sanford
Barrow	Daly	Kirk	Schifferdecker
Bassett	Deane	Knapp	Shattuck
Batcheller	Denniston	Landfield	Sherwood,
Beebe	Dickson	Leake	Simon
Beecher	Eastman	Lincoln	Sloan
Bennett	Farrar	Lynde	H. Smith
Berri	Fish	Mackin	J. W. Smith
Bordwell	Foote	McGroarty	Snyder
Bostwick	Goss	McQueen	C. S. Spencer
Braman	Gregory	E. Miller	Stacy
Brewer	Griffin	W. Miller	Taylor
Brown	Hanrahan	Morey	Townsend
Bulkley	Hardy	Murray	Wagstaff
Burritt	Hazelton	Oakley	West
Carpenter	Herrick	O'Callaghan	Witbeck
Cauldwell	Hiller	Parry	Wight
Chadwick	Holden	Philpot	C. B. Wood
Clark	Houghton	S. G. Pope	Worth
Colahan	Hussey		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

By unanimous consent, Mr. Sherwood offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 305, G. O. 324, entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same," and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, Mr. Sherwood offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 385, G. O. 410, entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same," and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Alvord moved to take from the table the motion to reconsider the vote by which the Senate bill entitled "An act to amend an act passed March 28, 1868, entitled 'An act to amend the charter of the National Travelers' Insurance Company'; and also to amend an act entitled 'An act to authorize the National Travelers' Insurance Company to effect insurance upon the lives of individuals,' passed April 9, 1867," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 10 }

Those who voted in the affirmative, were

Abeel	Daly	Lawrence	Sherwood
Alberger	Denniston	Leake	Simon
Allen	Dickson	Lincoln	J. W. Smith
Alvord	Eastman	Lockwood	Speaker
Beebe	Ely	Lynde	C. S. Spencer
Bennett	Farrar	Mackin	G. W. Spencer
Berri	Fish	McGroarty	Stephens
Biglin	Foote	McQueen	Sunderlin
Blessing	Goss	Melvin	Taylor
Bostwick	Gregory	Morey	Tewksbury
Braman	Hayes	Murray	Thorp
Brown	Hazelton	O'Callaghan	Townsend
Bulkley	Hiller	Philpot	Wagstaff
Carpenter	Hoag	S. G. Pope	West
Clark	Holden	Prince	Witbeck
Coffey	Houghton	Quinn	Wight
Colahan	Jones	Sanford	P. Woods
Comstock	Landfield	Schifferdecker	Worth
Coughlin	Law	Shattuck	

Those who voted in the negative, were

Batcheller	Hardy	E. Miller	Parry
Blumenthal	Hussey	W. Miller	Phillips
Griffin	Kirk		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 8 }

Those who voted in the affirmative, were

Alberger	Denniston	Lincoln	Shattuck
Allen	Dickson	Lockwood	Simon
Alvord	Eastman	Lynde	Sloan
Barrow	Ely	Mackin	H. Smith
Beebe	Farrar	McAfee	Speaker
Bennett	Fish	McGroarty	C. S. Spencer
Berri	Goss	McQueen	G. W. Spencer
Biglin	Gregory	Melvin	Stover
Bostwick	Gurnee	Morey	Taylor
Braman	Hiller	Murray	Thorp
Brown	Hoag	O'Callaghan	Townsend
Burritt	Holden	Philpot	Waehner
Carpenter	Houghton	S. G. Pope	Wagstaff
Clark	Jones	Prince	West
Colahan	Kirk	Quinn	Wight
Coughlin	Kshinka	Sanford	P. Woods
Daly	Landfield	Schifferdecker	Worth

Those who voted in the negative, were

Blumenthal	Griffin	Hussey	Phillips
Foote	Hardy	Parry	Stacy

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to subject the real and personal property of the New York and Oswego Midland Railroad Company to taxation, and to appropriate the amount of the State and county taxes thereon to certain towns, to be applied toward the payment of the interest on certain town bonds," being announced for a third reading,

On motion of Mr. Beebe the title of said bill was amended by inserting after the word "interest" the words "or principal."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 97 }
{ NOES 1 }

Those who voted in the affirmative, were

Alberger	Davis	Kirk	S. G. Pope
Allen	Denniston	Kshinka	Prince
Alvord	Dickson	Landfield	Sanford
Barrow	Eastman	Law	Schifferdecker
Batcheller	Farrar	Lawrence	Shattuck
Beebe	Fish	Leake	Simon
Beecher	Foote	Lincoln	Sloan
Bennett	Goss	Lockwood	H. Smith
Berri	Gregory	Lynde	J. W. Smith
Biglin	Griffin	Mackin	Speaker

Blessing	Gurnee	Manley	C. S. Spencer
Blumenthal	Hammond	McAfee	G. W. Spencer
Bostwick	Hanrahan	McGroarty	Stacy
Braman	Hardy	McQueen	Stephens
Brewer	Hayes	Melvin	Stover
Brown	Hazelton	E. Miller	Taylor
Burritt	Healey	W. Miller	Tewksbury
Carpenter	Herrick	Morey	Thorp
Cauldwell	Hiller	Murray	Waehner
Clark	Hoag	O'Callaghan	Wagstaff
Coffey	Holden	Parry	Witbeck
Colahan	Houghton	Petty	Wight
Comstock	Hussey	Phillips	C. B. Wood
Coughlin	Jones	Philpot	Worth
Daly			

For the negative,

Weed

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. W. Miller offered for the consideration of the House a resolution, in the words following:

Resolved, That the sub-committee of the whole be discharged from the further consideration of Assembly bill No. 389, entitled "An act to confirm the proceedings of the board of supervisors of the county of New York, in the authorization of the appointment of assistant keepers at the county jail in said county, and for the relief of the persons so appointed," and that it be referred to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill was so recommitted.

Mr. Wagstaff moved to reconsider the vote by which the bill entitled "An act to incorporate the New York Board of Fire Insurance Brokers," was lost.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 25 }

Those who voted in the affirmative, were

Alberger	Daly	Law	J. W. Smith
Allen	Davis	Lawrence	Speaker
Barrow	Dickson	Leake	C. S. Spencer
Beecher	Eastman	Lockwood	G. W. Spencer
Bennett	Ely	Mackin	Stephens
Berri	Farrar	McAfee	Stover
Biglin	Foote	McQueen	Taylor
Blessing	Gregory	W. Miller	Thorp
Blumenthal	Hammond	Morey	Townsend
Braman	Hanrahan	Petty	Vedder
Brewer	Hazelton	Philpot	Wagstaff
Bulkley	Holden	Prince	Weed

Cauldwell	Houghton	Sanford	Witbeck
Cleary	Jones	Schifferdecker	Wight
Coffey	Kshinka	Sloan	C. B. Wood
Comstock	Landfield	H. Smith	Worth
Coughlin			

Those who voted in the negative, were

Alvord	Griffin	Hussey	Phillips
Batcheller	Gurnee	Kirk	S. G. Pope
Bostwick	Hardy	Lincoln	Scherman
Brown	Hayes	E. Miller	Simon
Burritt	Hiller	Murray	Stacy
Fish	Hoag	Parry	C. B. Wood
Goss			

On motion of Mr. Coffey, and by unanimous consent, the vote by which the adverse report of the committee on railroads was agreed to on the bill entitled "An act to repeal chapter 502 of the Laws of 1873, in relation to the Van Brunt Street and Erie Basin railroad," was reconsidered, and said bill committed to the committee of the whole.

The Senate bill entitled "An act to provide for the establishment of a system of graded schools in the village of Ithaca," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	Kirk	Schifferdecker
Allen	Denniston	Knapp	Shattuck
Alvord	Dickson	Kshinka	Sherwood
Barrow	Eastman	Landfield	Sloan
Beecher	Farrar	Law	H. Smith
Bennett	Fish	Lincoln	J. W. Smith
Berri	Foote	Lynde	Speaker
Biglin	Goss	McAfee	C. S. Spencer
Blessing	Gregory	McGroarty	Stacy
Blumenthal	Griffin	McQueen	Stover
Bostwick	Gurnee	E. Miller	Sunderlin
Braman	Hardy	W. Miller	Taylor
Brewer	Hayes	Morey	Tewksbury
Brown	Hazelton	Nice	Thorp
Bulkley	Hiller	Parry	Townsend
Burritt	Hoag	Petty	Vedder
Carpenter	Holden	Philpot	Waehner
Clark	Houghton	S. G. Pope	Witbeck
Colahan	Hussey	Prince	Wight
Comstock	Jones	Sanford	Worth
Daly			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' passed 1870," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	Hussey	Sanford
Allen	Denniston	Jones	Schifferdecker
Alvord	Dickson	Kirk	Simon
Barrow	Eastman	Kshinka	Sloan
Batcheller	Farrar	Leake	H. Smith
Beecher	Fish	Lincoln	Speaker
Bennett	Footo	Lockwood	C. S. Spencer
Berri	Goss	Lynde	Stacy
Biglin	Gregory	Manley	Stover
Blessing	Griffin	McGroarty	Taylor
Blumenthal	Gurnee	McQueen	Tewksbury
Bordwell	Hanrahan	Melvin	Thorp
Bostwick	Hardy	W. Miller	Townsend
Brown	Hazelton	Morey	Wagstaff
Bulkley	Herrick	Murray	Weed
Burritt	Hiller	Parry	Wight
Cauldwell	Hoag	Petty	Winfield
Clark	Holden	Philpot	C. B. Wood
Colahan	Houghton	S. G. Pope	Worth
Daly			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize owners of property on the Kent Avenue basin in the city of Brooklyn to build and construct docks," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	Landfield	Simon
Allen	Denniston	Leake	Sloan
Alvord	Dickson	Lincoln	H. Smith
Barrow	Eastman	Lockwood	Speaker
Batcheller	Ely	Lynde	C. S. Spencer
Beecher	Fish	Mackin	G. W. Spencer

Bennett	Foote	Manley	Stacy
Berri	Goss	McAfee	Stover
Biglin	Gregory	McGroarty	Taylor
Blessing	Griffin	Melvin	Tewksbury
Blumenthal	Hammond	E. Miller	Thorp
Braman	Hanrahan	W. Miller	Townsend
Brewer	Hayes	Morey	Vedder
Brown	Hazelton	Nice	Waehner
Burritt	Hoag	O'Callaghan	Wagstaff
Carpenter	Holden	Parry	Weed
Cauldwell	Houghton	Petty	Witbeck
Clark	Hussey	S. G. Pope	Wight
Colahan	Johnson	Prince	C. B. Wood
Comstock	Jones	Sanford	P. Woods
Coughlin	Kirk	Shattuck	Worth
Daly	Kshinka	Sherwood	

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Vedder offered for the consideration of the House a resolution, in the words following:

Resolved, That the evidence taken by the committee on privileges and elections in the matter of *Nachtman v. Scherman* be printed.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to extend the time for the collection of taxes in the county of Livingston," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Denniston	Leake	H. Smith
Allen	Dickson	Lincoln	Snyder
Alverd	Eastman	Lockwood	Speaker
Barrow	Farrar	Lynde	C. S. Spencer
Batcheller	Fish	Manley	G. W. Spencer
Beecher	Foote	McAfee	Stacy
Bennett	Goss	McGroarty	Stover
Berri	Gregory	McQueen	Sunderlin
Biglin	Griffin	E. Miller	Taylor
Blessing	Hanrahan	W. Miller	Tewksbury
Bordwell	Hardy	Morey	Thorp
Braman	Hazelton	Parry	Townsend
Brewer	Hiller	Petty	Vedder
Brown	Hoag	Philpot	Waehner
Burritt	Holden	S. G. Pope	Wagstaff
Clark	Houghton	Prince	Witbeck
Colahan	Hussey	Sanford	Wight
Comstock	Jones	Sherwood	Winfield

Coughlin	Kirk	Simon	P. Woods
Daly	Kshinka	Sloan	Worth
Davis			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the commissioners of the town of Plainfield, in the county of Otsego, appointed under and by virtue of chapter 384 of the Laws of 1866, to issue bonds, and with the proceeds thereof to pay the bonds heretofore issued by said town under and by virtue of said act, and now due," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Denniston	Lawrence	Sherwood
Alvord	Dickson	Leake	Simon
Barrow	Eastman	Lincoln	Sloan
Batcheller	Farrar	Lynde	H. Smith
Beecher	Fish	Mackin	J. W. Smith
Bennett	Foote	Manley	C. S. Spencer
Berri	Goss	McGroarty	Stacy
Biglin	Gregory	McQueen	Stover
Blumenthal	Griffin	Melvin	Sunderlin
Bordwell	Gurnee	W. Miller	Tewksbury
Braman	Hanrahan	Morey	Thorp
Brewer	Hardy	Murray	Townsend
Bulkley	Hayes	Parry	Vedder
Burritt	Hazelton	Petty	Wagstaff
Carpenter	Hiller	Phillips	Weed
Clark	Holden	Philpot	West
Cleary	Houghton	S. G. Pope	Witbeck
Colahan	Hussey	Prince	Wight
Comstock	Johnson	Sanford	C. B. Wood
Coughlin	Knapp	Schifferdecker	P. Woods
Daly	Kshinka	Shattuck	Worth
Davis			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to enable the trustees of the village of Batavia, in the county of Genesee, in this State, to raise money by a special tax to pay the existing debt of said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Davis	Kshinka	Shattuck
Allen	Denniston	Leake	Sherwood
Alvord	Dickson	Lincoln	Simon
Barrow	Eastman	Lockwood	Sloan
Batcheller	Ely	Lynde	J. W. Smith
Beecher	Farrar	Manley	Speaker
Bennett	Fish	McAfee	C. S. Spencer
Berri	Foote	McGroarty	Stover
Biglin	Goss	McQueen	Taylor
Blessing	Gregory	Melvin	Tewksbury
Bordwell	Griffin	Morey	Thorp
Braman	Hardy	Murray	Vedder
Brewer	Hazelton	Parry	Waehner
Brown	Hiller	Petty	Wagstaff
Bulkley	Hoag	Phillips	West
Burritt	Holden	Philpot	Wight
Clark	Houghton	S. G. Pope	Winfield
Colahan	Hussey	Sanford	P. Woods
Comstock	Jones	Schifferdecker	Worth
Daly			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Oneonta Manufacturing Company of Oneonta, Otsego county, New York, to issue preferred stock," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Daly	Leake	Shattuck
Alvord	Denniston	Lincoln	Sherwood
Barrow	Dickson	Lockwood	Simon
Batcheller	Eastman	Lynde	Sloan
Beecher	Farrar	Mackin	H. Smith
Bennett	Fish	Manley	Speaker
Berri	Foote	McGroarty	C. S. Spencer
Biglin	Goss	McQueen	G. W. Spencer
Blessing	Gregory	Melvin	Stover
Blumenthal	Griffin	Morey	Sunderlin
Bordwell	Hayes	Murray	Taylor
Braman	Hazelton	Nice	Tewksbury
Brewer	Hiller	Parry	Thorp
Burritt	Holden	Petty	Townsend
Clark	Houghton	Philpot	Vedder

Colahan	Hussey	S. G. Pope	Wagstaff
Comstock	Kirk	Sanford	C. B. Wood
Coughlin	Lawrence	Schifferdecker	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Alberger moved to lay the pending order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Brewer introduced a bill entitled "An act to confirm the official acts of Philander H. Wellman, a justice of the peace of the town of Harmony, in the county of Chautauqua," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Mackin introduced a bill entitled "An act to authorize the lighting of the public streets and avenues in the village of Matteawan, in the town of Fishkill, Dutchess county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Nice introduced a bill entitled "An act to amend an act entitled 'An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Bennett introduced a bill entitled "An act to provide for the proper drainage of lands within the corporate limits of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. Allen introduced a bill entitled "An act to provide for the organization of a corps of vaccinators for the city of Brooklyn, and for the removal of persons having contagious diseases, and for the removal and burial of dead animals on the beach," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. Allen introduced a bill entitled "An act to amend an act entitled 'An act to amend the charter of the city of Brooklyn, and the various amendments thereof,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Coughlin introduced a bill entitled "An act to provide for a lease of certain property to the North Eastern Dispensary in New York city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Wagstaff introduced a bill entitled "An act to regulate the costs in certain actions and proceedings brought in the supreme court and the several courts of record in and for the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to extend the jurisdiction of the district courts in the city of New York," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Biglin introduced a bill entitled "An act in relation to the district courts and the justices thereof in the city of New York," which was read first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. McAfee introduced a bill entitled "An act in relation to the Croton aqueduct in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Alvord introduced a bill entitled "An act in relation to the exemption from taxation of the real and personal estate belonging to any educational, religious or charitable corporation or association of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Sloan introduced a bill entitled "An act to authorize the common council of the city of Oswego to borrow money and to raise by tax upon the real and personal property of said city, in the year 1874, a sum sufficient to repay the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Dickson introduced a bill entitled "An act to amend an act entitled 'An act to provide for the election of a receiver of taxes and assessments for the town and village of Lansingburgh, in the county of Rensselaer,' passed May 5, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Stephens introduced a bill entitled "An act to amend an act entitled 'An act to create a separate road district in the town of Middletown, county of Richmond,' passed April 25, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to incorporate the Staten Island Belt Road and Improvement Company, and provide means for the constructions and business thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act for the relief of certain members of the Metropolitan police force," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to incorporate the Staten Island Real Estate Exchange," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Petty introduced a bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Wight introduced a bill entitled "An act to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in

the several towns of the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Schifferdecker introduced a bill entitled "An act in relation to the proper dispensation of drugs and medicines, and the employment of proper persons for the sale of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. McAfee, Int. No. 365, entitled "An act to amend an act entitled 'An act concerning notaries public in the counties of Kings, Queens, Richmond and Rockland, and in the city and county of New York, and authorizing them to exercise the functions of their office therein,' passed June 18, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Landfield, Int. No. 1052, entitled "An act to legalize the acts of Coe Mullock, a justice of the peace of the county of Tioga," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Tewksbury, Int. No. 785, entitled "An act enlarging the powers of clerks to surrogates' courts," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Waehner, Int. No. 230, entitled "An act to amend an act entitled 'An act relating to the marine court in the city of New York, declaring and defining its jurisdiction and practice, and consolidating the several acts affecting the said court,' passed May 10, 1872," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. E. Miller, Int. No. 869, entitled "An act providing for the appointment of notaries public," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Berri, Int. No. 734, entitled "An act to direct the employment of stenographers for the third district justice's court and police court of the city of Brooklyn," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill, Int. No. 52, entitled "An act to provide for the discharge of judgments against persons discharged under the bankrupt law," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the concurrent resolution entitled "Concurrent resolutions proposing amendments to article three of the Constitution," reported adversely thereto, for the reason that a similar resolution has been acted upon, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Wight, Int. No. 769, entitled "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village, and to extend and confirm the powers of the corporation of said village,' passed May 10, 1870," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Wight, Int. No. 771, entitled "An act to authorize the village of Mount Vernon to take, hold and convey certain lands," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Sunderlin, Int. No. 1002, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Johnsville,' passed March 30, 1867, is hereby amended so as to read as follows," reported in favor of the passage of the same, with amendments, and amended the title so as to read, "An act to amend an act entitled 'An act to amend the charter of the village of Johnsville,' passed March 30, 1867," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Hiller, Int. No. 888, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Bordwell, entitled "An act to incorporate the Lewiston Water Works Company," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Morey, Int. No. 1039, entitled "An act to extend the boundaries of the village of Dansville," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Weed, Int. No. 1041, entitled "An act to provide a board of water commissioners for the village of Plattsburgh, and to prescribe and regulate their duties," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Weed, said bill was ordered printed and to a third reading.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Gregory, Int. No. 849, entitled "An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the corporation of said village,' passed April 3, 1861,"

reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Sunderlin, Int. No. 1001, entitled "An act to supply the village of Gloversville with pure and wholesome water," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Hiller, Int. No. 547, entitled "An act to authorize the village of Dunkirk to purchase certain real estate in said village, known as the 'arsenal,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes," retaining its place on third reading of bills, reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to authorize the village of Dunkirk to purchase certain real estate in said village, known as the 'Armory,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes," which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Sanford, Int. No. 949, entitled "An act in relation to the improvement of Racket river," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Prince, Int. No. 1027, entitled "An act to extend the time for the collection of taxes in the towns of North Hempstead and Oyster Bay, in the county of Queens," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Prince said bill was ordered printed and to a third reading.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Badger, Int. No. 1050, entitled "An act to create a board of excise in the several towns of this State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill, Int. No. 894, entitled "An act to incorporate the Brooklyn Guaranty Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill, Int. No. 975, entitled "An act to incorporate the Long Island City Savings Bank," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Townsend, Int. No. 1056, entitled "An act to repeal section 10 of chapter 398 of the Laws of 1872, entitled 'An act to incorporate the Batavia Literary Association and appropriating certain money thereto,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the petition of William Hamilton, asking to be reimbursed his expenses in the defense of his patent for land, reported the petition back to the House, asking that this committee be relieved from the further consideration of the same, and that it be referred to the committee on ways and means, which report was agreed to, and said petition was so referred.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Chadwick, Int. No. 889, entitled "An act to release the right, title and interest of the people of the State of New York in and to certain real estate of which Dennis Minihan died seized to Ellen Minihan, widow of the said Dennis Minihan," reported in favor of the passage of the same, with an amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Taylor, Int. No. 985, entitled "An act to release the right, title and interest of the people of the State of New York to John B. Thomas, in and to certain lands in the city of Rochester, of which Charlotte Thomas died seized," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Alvord, Int. No. 1007, entitled "An act releasing the interest of the people of the State of New York in certain real estate owned by John Kirkland, now deceased, in the town of Cicero, Onondaga county, to Adaline Kirkland, his widow," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Assembly bill, Int. No. 1021, and that the same be referred to the committee on civil divisions.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McGroarty, Int. No. 1033, entitled "An act to provide for the opening of a street in continuation of Eighty-sixth street, in the county of Kings," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Taylor, Int. No. 832, entitled "An act to amend the charter of the city of Rochester, and to extend its boundaries," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Biglin, Int. No. 989, entitled "An act to amend an act entitled 'An act for providing a site for an armory in the city of New York for the use of the Seventh regiment of the National Guard of the State of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Prince, Int. No. 680, entitled "An act in relation to taxes and assessments in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Spencer, Int. No. 384, entitled "An act to reimburse and relieve the rector, churchwardens and vestrymen of the Church of the Resurrection in the city and county and State of New York, in respect to certain assessments upon real estate formerly owned by them in the city of New York," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McGroarty, Int. No. 1034, entitled "An act to provide for the extension of Ocean avenue, in the city of Brooklyn, to the Atlantic ocean," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 179, entitled "An act to provide for the payment of the quota of State taxes imposed upon the city and county of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 91, entitled "An act to provide for the election and appointment of registers and inspectors of elections and poll clerks in Long Island city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alberger, from the committee on canals, to which was referred the bill introduced by Mr. Gurnes, Int. No. 954, entitled "An act for relief of Jacob Schaub," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Worth, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. , entitled "An act for the better security of lives and property from fire in cities," reported adversely thereto, which report was agreed to.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Biglin, Int. No. 114, entitled "An act to amend an act entitled 'An act to incorporate the People's Water Transit Company,' passed April 23, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Cleary, Int. No. 848, entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river, at Troy,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Stephens, Int. No. 712,

entitled "An act to revive the 'Act to incorporate the Staten Island and Elizabeth Ferry Company,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Scherman, Int. No. 772, entitled "An act to extend the time for beginning the construction of the New York and Highland Suspension Bridge Railway Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Braman, Int. No. 965, entitled "An act to amend an act entitled 'An act to regulate the ferries between the city of Troy and the village of West Troy,' passed April 15, 1854," reported in favor of the passage of the same, which report was agreed to.

Mr. Cleary moved to recommit said bill to the committee on commerce and navigation.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Oakley, Int. No. 342, entitled "An act to amend an act in relation to the rates of wharfage, and to regulate the piers, wharves, bulkheads and slips in the cities of New York and Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Allen, Int. No. 799, entitled "An act further to amend chapter 228 of the Laws of 1852, entitled 'An act for the incorporation of companies formed to navigate the ocean by steamships,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

The Senate returned the concurrent resolution relative to the boundary lines between the State of New York and Connecticut through Long Island Sound, with a message that they had concurred in the passage of the same, without amendment.

The Senate returned the concurrent resolution relative to printing the Insurance Report with a message that they had concurred in the passage of the same, without amendment.

The Senate returned the bill entitled "An act to extend the time for the collection of taxes in the county of Livingston," with a message informing that they had passed the same, with the following amendments:

Section 1, line 2, strike out the word "county" and insert the word "counties." Same line, after the word "Livingston" insert the words "and Richmond." Same section, line 11, strike out the word "county," and insert the word "counties." Same line, after the word "Livingston" insert the words "and Richmond respectively."

Amend title so as to read as follows: "An act to extend the time for the collection of taxes in the counties of Livingston and Richmond."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Johnson	Schifferdecker
Allen	Daly	Jones	Shattuck
Alvord	Davis	Leake	Sherwood
Barrow	Denniston	Lincoln	Simon
Batcheller	Dickson	Lynde	Sloan
Beecher	Donahue	Mackin	H. Smith
Bennett	Eastman	Manley	Snyder
Berri	Farrar	McAfee	Speaker
Biglin	Fish	McGroarty	C. S. Spencer
Blessing	Foote	McQueen	G. W. Spencer
Blumenthal	Goss	Melvin	Stacy
Bostwick	Gregory	E. Miller	Stover
Braman	Griffin	W. Miller	Sullivan
Brewer	Gurnee	Murray	Sunderlin
Brown	Hayes	Nice	Taylor
Bulkley	Hazelton	Oakley	Tewksbury
Burritt	Herrick	Parry	Thorp
Chadwick	Hiller	Philpot	Townsend
Clark	Hoag	S. G. Pope	Weed
Cleary	Holden	Prince	Witbeck
Colahan	Houghton	Sanford	Wight
Comstock	Hussey	Scherman	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill, No 477, G. O. 52, "An act in relation to the application of highway assessments of corporations in the town of Glenville, Schenectady county."

Senate bill No. 323, "An act in regard to serving citations upon minors and special guardians."

And said bills were so referred.

Mr. Speaker presented a petition of the president and board of trustees of the village of Sing Sing; which was read and referred to the committee on ways and means.

The Senate returned the bill entitled as follows:

"An act to extend the time for the collection of taxes in the counties of Livingston and Richmond."

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Leake moved that the House now adjourn, to meet Monday evening at 7½ o'clock.

Mr. Batcheller moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the negative.

{ AYES 32 }
{ NOES 52 }

Those who voted in the affirmative, were

Alberger	Dickson	Hussey	Sloan
Alvord	Farrar	Kirk	H. Smith
Batcheller	Fish	Landfield	Speaker
Bostwick	Goss	Lawrence	G. W. Spencer
Braman	Gregory	Murray	Stacy
Brewer	Hammond	Phillips	Thorp
Burritt	Hoag	Prince	Townsend
Davis	Holden	Sanford	Vedder

Those who voted in the negative, were

Allen	Eastman	Mackin	Simon
Bennett	Ely	Manley	J. W. Smith
Berri	Foote	McAfee	C. S. Spencer
Biglin	Griffin	McGroarty	Stephens
Blessing	Gurnee	McQueen	Stover
Bordwell	Hanrahan	E. Miller	Taylor
Cleary	Hazelton	Morey	Waehner
Coffey	Houghton	Nice	Weed
Colahan	Kshinka	O'Callaghan	Witbeck
Comstock	Law	Petty	Wight
Coughlin	Leake	S. G. Pope	C. B. Wood
Daly	Lincoln	Schifferdecker	P. Woods
Denniston	Lynde	Shattuck	Worth

Mr. Lincoln moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Leake, and it was determined in the affirmative.

{ AYES 52 }
{ NOES 37 }

Those who voted in the affirmative, were

Allen	Ely	Mackin	Simon
Bennett	Foote	Manley	J. W. Smith
Berri	Griffin	McAfee	C. S. Spencer
Biglin	Gurnee	McGroarty	Stephens
Blessing	Hanrahan	E. Miller	Stover
Bordwell	Hazelton	Murray	Taylor
Cleary	Holden	Nice	Tewksbury
Coffey	Houghton	Oakley	Waehner
Colahan	Kirk	O'Callaghan	Weed
Comstock	Kshinka	Petty	Wight
Coughlin	Law	S. G. Pope	C. B. Wood
Daly	Lawrence	Schifferdecker	P. Woods
Eastman	Leake	Shattuck	Worth

Those who voted in the negative, were

Alberger	Denniston	Landfield	Sanford
Alvord	Dickson	Lincoln	Sloan

Batcheller	Farrar	Lockwood	H. Smith
Blumenthal	Fish	Lynde	Speaker
Bostwick	Goss	McQueen	G. W. Spencer
Braman	Gregory	Melvin	Stacy
Brewer	Hammond	Morey	Thorp
Brown	Hoag	Phillips	Townsend
Burritt	Hussey	Prince	Vedder
Davis			

And at 2 o'clock and 7 minutes the House adjourned.

MONDAY, MARCH 23, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Wm. H. Rowsom.

On motion of Mr. Melvin, and by unanimous consent, the reading of the journal of Friday, March 20, was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to create a board of excise in the several towns of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to extend the time for the collection of taxes in the county of Richmond to the 15th day of May, 1874."

"An act in relation to the Brooklyn Trust Company."

The Senate returned the bill entitled as follows:

"An act in relation to the village of Hempstead, in the county of Queens."

Ordered, That the Clerk deliver said bill to the Governor.

By unanimous consent, Mr. Hardy offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 453, G. O. 486, entitled "An act in relation to the catching of fish in Seneca and Cayuga lakes," be recommended to the committee on internal affairs, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Braman introduced a bill entitled "An act to authorize the Canal Board to hear and determine the claim of Stephen C. Dermott," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Bennett introduced a bill entitled "An act in relation to closing that part of Bushwick avenue known as the 'Court yards,' between Wall street and Myrtle avenue, Brooklyn, Kings Co., N. Y.," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Alvord introduced a bill entitled "An act to amend chapter 549,

Laws of 1873, entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Hammond introduced a bill entitled "An act to legalize and confirm the election of village officers for the village of Phelps, Ontario county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Oakley introduced a bill entitled "An act to provide for improvements in and adjoining the first ward of Long Island City," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act supplementary to and amendatory of chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act authorizing Louis Hammond to build a dock in the waters of Jamaica bay, town of Hempstead, Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Also, the bill entitled "An act authorizing James McCarty and others to build docks and establish a ferry in the public waters in the town of Hempstead, county of Queens," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. McAfee introduced a bill entitled "An act to amend an act entitled 'An act for the better protection of seamen in the harbor of New York,' passed March 31, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. O'Callaghan introduced a bill entitled "An act to alter the map or plan of the city of New York, by widening One Hundred and Thirtieth street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Kirk introduced a bill entitled "An act to repeal chapter 164 of the Laws of 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. McGroarty presented the petition of property owners on Coney Island remonstrating against the improvement in the town of Flatbush; which was read and referred to the committee on roads and bridges.

Mr. Melvin presented a remonstrance of citizens of Brooklyn against the proposed act to extend and improve the public square at the junction of Flatbush and Fulton avenues, in the city of Brooklyn; which was read and referred to the committee on affairs of cities.

Mr. Bennett presented a remonstrance of property owners and residents in the city of Brooklyn against the passage of "An act to author-

ize the transportation of passengers in that city by means of street railways ;" which was read and referred to the committee on railroads.

Mr. Lincoln presented a remonstrance against a railroad in the streets of Brooklyn ; which was read and referred to the committee on railroads.

Mr. G. W. Spencer presented a petition of I. White and others, in relation to the Penn Yan and Branchport plank-road ; which was read and referred to the committee on roads and bridges.

Also, a petition of James M. Latimer and others, in relation to Penn Yan and Branchport plank-road ; which was read and referred to the committee on roads and bridges.

Mr. Hammond presented a petition of citizens of Geneva, praying for a savings bank ; which was read and referred to the committee on banks.

Also, a remonstrance of citizens of Geneva against act incorporating the Geneva Savings Bank ; which was read and referred to the committee on banks.

Messrs. Hazelton and Snyder presented petitions in favor of compulsory education ; which were read and referred to the committee of the whole.

Mr. H. Smith presented two petitions remonstrating against the passage of a bill increasing the rate of fare on the Syracuse and Northern railroad ; which were read and referred to the committee on railroads.

Mr. C. S. Spencer presented a petition of George Opdyke and others, for an act to submit to the people the question of the union of New York and Brooklyn and five towns of Kings county under one municipal government ; which was read and referred to the committee on the affairs of cities.

Mr. Bennett presented four petitions on the same subject ; which were read and referred to the committee on affairs of cities.

Mr. Griffin presented a petition of citizens of Delaware county, prohibiting railroads from charging a greater rate of fare for short distances than for longer ; which was read and referred to the committee on railroads.

Also, a petition of citizens of Delaware county, asking for a law to adjust and equalize the fees of town collectors ; which was read and referred to the committee on internal affairs.

Also, two petitions of tax-payers of Delaware county, for a law authorizing boards of supervisors to regulate public printing ; which were read and referred to the committee on internal affairs.

Also, five petitions of citizens of Delaware county asking State aid to facilitate construction of Middletown and Delhi railroad ; which were read and referred to the committee on railroads.

Mr. Hardy presented two petitions of citizens of Cayuga county in relation to catching fish in Cayuga lake ; which were read and referred to the committee on internal affairs.

Mr. Hoag presented a petition of tax-payers of Schoharie county in favor of appropriating \$125,000 for academies ; which was read and laid upon the table.

Mr. Cauldwell offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 422, entitled "An act to amend an act entitled 'An act to authorize the construction of a railway and tracks in the towns of West Farms and Morrisania,' passed May 2, 1863," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members elected to the Assembly not voting in favor thereof.

Mr. Alberger offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee of the whole be discharged from further consideration of the Assembly bill No. 307, G. O. 326, entitled "An act to authorize the city of Buffalo to raise money by general tax for the purpose of paying local assessments on Jefferson street, between Davis and Batavia streets," and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Braman offered for the consideration of the House a resolution, in the words following :

Resolved, That the petition of 200 boat owners asking for the improvement of the canals of the State and the reduction of tolls thereon, be recalled from the committee on canals of this House, to which the same was referred, and transmitted to the Canal Board.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The order of business, third reading of bills, being announced,

Mr. Alvord moved to lay that order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Quinn offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 217, G. O. 36, entitled "An act to amend chapter 653 of the Laws of 1873, entitled 'An act to incorporate the Albany Loan and Trust Company,'" be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The House then resolved itself into a committee of the whole on the bills entitled as follows :

"An act to create a State Board of Health for the protection of life and health, and prevent the spread of diseases in the State of New York."

"An act to release the interest of the people of the State of New York in and to certain land situate in the town of Hamburg, Erie county, to George Irensterter."

"An act for the improvement of Worth street and parts of the streets intersecting Worth street, between Broadway and Chatham street, in the city of New York."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Jones from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Jones, from said committee, also reported in favor of the passage of said second and third mentioned bills, which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. J. W. Smith offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 306, G. O. 325, entitled "An act to amend an act entitled 'An act to revise the charter of Buffalo,' passed April 25, 1870, as amended January 12, 1872," and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent, Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 456, G. O. 489, entitled "An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State," and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent, Mr. Melvin offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 34, G. O. 260, entitled "An act in relation to certain low lands in the city of Brooklyn," be recommitted to the committee on affairs of cities for amendment, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to legalize certain assessments ordered by the common council of the city of Buffalo, and contained in certain rolls heretofore delivered to the comptroller of said city."

"An act to authorize the Canal Board to adjust the claim and settle with Sidney Seeley for extraordinary labor performed and materials furnished on the Champlain canal."

"An act to re-appropriate moneys for construction of new work upon and extraordinary repairs of the canals of this State, and for payments of awards made by the Canal Appraisers."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Denniston, from said committee, reported in favor of the passage of said mentioned bills, the third with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 456, G. O. 489, entitled "An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State," be considered in the next committee of the whole.

Mr. J. W. Smith moved to amend by adding the bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870, as amended January 12, 1872."

Mr. Speaker put the question whether the House would agree to said motion of Mr. J. W. Smith, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to

said resolution, as amended, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to confirm the title of certain lands in the town of Newtown, L. I., to the Newtown Young Men's Christian Association, and to release any claim of the State thereupon."

"An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1874, and to supply deficiencies in former appropriations."

"An act authorizing Edward D. Van Slyck to file in the office of the Canal Appraisers a statement of his claims for canal damages, and directing the Canal Appraisers to hear and determine the same."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Braman, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Braman, from said committee, also reported progress on said third mentioned bill, and ask leave to sit again.

The question being on granting leave,

Mr. Alvord moved that said report lay on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870.'"

"An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870, as amended January 12, 1872."

"An act to amend section 27, title 17 of chapter 8 of part 3 of the Revised Statutes, entitled 'General miscellaneous provisions concerning suits and proceedings in civil cases.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Sanford, from said committee, reported in favor of the passage of said first and second mentioned bills, the second with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Sanford, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

Mr. C. S. Spencer moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the Buffalo Street Railroad Company to make certain contracts with the Buffalo East Side Street Railway Company."

"An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850."

"An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850, and the amendments thereto."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hiller, from said committee, reported in favor of the passage of said first mentioned bill, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Hiller, from said committee, also reported in favor of the passage of said second mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Hiller, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

On motion of Mr. Stover said bill was ordered reprinted as amended by the railroad committee.

Indefinite leave of absence was granted to Mr. Law.

On motion of Mr. J. W. Smith, at 10 o'clock and 5 minutes, the House adjourned.

TUESDAY, MARCH 24, 1874.

The House met pursuant to adjournment.

Prayer by Rev. W. H. Rowsom.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

This being the day assigned by the rules for the consideration of general orders, the House resolved itself into a committee of the whole upon the bills entitled as follows:

"An act to amend chapter 308 of the Laws of 1858, entitled 'An act to authorize the appointment of commissioners to take the proof and acknowledgment of deeds and other instruments, and to administer oaths in Great Britain and France,' passed April 17, 1858."

"An act to amend an act entitled 'An act to amend chapter 863 of the Laws of 1867, entitled An act to construct a bridge over Tonawanda creek in the counties of Erie and Niagara, and to provide means therefor.'"

"An act for the relief of creditors of the late the board of education of school district No. 1 of the late town of West Farms."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Healey, from said committee, reported in favor of the passage of said first and second mentioned bills, the first with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Healey, from said committee, also reported progress on said third mentioned bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act for the relief of the South Ferry and Prospect Park Railroad Company."

Senate, "An act to amend chapter 395 of the Laws of 1873, entitled 'An act to alter the system of repairing the highways,' passed May 2, 1873."

"An act to amend chapter 504 of the Laws of 1873, entitled 'An act in relation to a certain highway in the county of Hamilton, appropriat-

ing certain non-resident highway moneys thereto, and repealing acts heretofore passed in relation thereto,' passed May 14, 1873."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Deane, from said committee, reported progress on said first mentioned bill and asked leave to sit again.

The question being on granting leave,

Mr. Melvin moved to recommit said bill to the committee on railroads.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Deane, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Deane, from said committee, also reported in favor of the passage of said third mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act in relation to the high school in the city of Poughkeepsie."

"An act for the relief of the president, directors and company of the Schoharie Kill Bridge Company."

"An act to authorize the appraisal and sale of leased fine salt lots, on the Onondaga salt springs reservation, by the commissioners of the land office."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Clark, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Denniston offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 455, G. O. 488, entitled "An act to provide for the care of the lands and buildings known as Washington's Headquarters, in the city of Newburgh, and the property connected therewith," be considered in the next committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Erie canal, on Salina street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal, to connect University avenue, heretofore called Walnut street, with Canal street, in said city."

"An act to provide for the care of the lands and buildings known as Washington's Headquarters, in the city of Newburgh, and the property connected therewith."

"An act to provide for the planting and protection of oysters in those portions of the Great South bay lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Biglin from said committee, reported in favor of the passage of said first and second mentioned bills, the second with amendments; which

report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Biglin, from said committee, also reported in favor of the passage of said third mentioned bill, with amendments.

The question being on agreeing to said report,

Mr. Petty moved to amend said report by restoring the word "male" in line 1, section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Batcheller, Int. No. 928, entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller moved that said bill be made a special order for tomorrow evening at 7 o'clock, and that a special session be held at that time for that purpose.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, Mr. Wagstaff offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 377, entitled "An act to amend and supplementary to an act to incorporate the New York Eye Infirmary, passed March 29, 1872, and the act amendatory thereof, passed April 30, 1864," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Oswego canal on Salina street, at its junction with Bridge street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal to connect Danforth and Marsh streets in said city."

"An act enabling Olcott P. Boardman to appeal to the Canal Board from an award made on the 1st day of April, 1868, by the Canal Appraisers, for lands of said Boardman appropriated by the State for the purpose of the Genesee Valley canal."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal, in the highway running from Palmyra road to the Carterville road in the town of Pittsford."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. West, from said committee, reported in favor of the passage of said mentioned bills, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows :

"An act to authorize the construction and use of a railroad from the Thirty-fourth street ferry to the Ninety-second street ferry, in Long Island City, and through certain streets and avenues in the fourth ward of said city."

"An act to authorize the construction of a railway on Hudson, Philip, Hamilton, Lark, Allen, Eagle, State, Madison avenue, and other streets in the city of Albany."

"An act in relation to the Herkimer and Mohawk Street Railroad Company."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Coffey, from said committee, reported in favor of the passage of said mentioned bills, the third with an amendment; which report was agreed to, and said bills ordered engrossed and to a third reading.

On motion of Mr. Chadwick, the Senate bill entitled "An act to incorporate the Utica and Fair Ground Railroad Company," was substituted for the Assembly bill on the same subject.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to incorporate the Utica and Fair Ground Railroad Company."

"An act to authorize the construction of a railroad in Forty-second street and certain other streets and avenues in the city of New York."

"An act to reduce rates of ferriage on certain ferry routes between the city of New York and the Seventeenth ward of the city of Brooklyn, and to establish rates of ferriage thereon, and to regulate the running of said ferries."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bordwell, from said committee, reported in favor of the passage of said first mentioned bill, which report was agreed to, and said bill ordered to a third reading.

Mr. Bordwell, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. C. S. Spencer moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the negative.

Mr. Speaker then put the question whether the House would grant leave to said committee to sit again, and it was determined in the affirmative.

Mr. Bordwell from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Daly, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the Equitable Savings Institution of the city of New York,' passed May 7, 1869."

"An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870."

"An act to amend the charter of the village of Saratoga Springs so as

to provide for the appointment of a commissioner of public works of the village of Saratoga Springs, and abolishing the office of superintendents of the village and of water-works of said village."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Ryan, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Ryan, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Batcheller, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

Mr. Batcheller moved to recommit said bill to the committee on affairs of villages, for amendment, retaining its place on third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the Westchester County Trust Company,' passed April 6, 1871."

"An act to repeal section 20 of chapter 229 of the Laws of 1870, entitled 'An act to organize and establish a police for the city of Schenectady.'"

"An act to incorporate the 'Geneva Savings Bank.'"

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Snyder, from said committee, reported in favor of the passage of said first and second mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Snyder, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Hammond, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

Mr. Eastman moved to lay the pending order of business upon the table and take up the regular order.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Manley introduced a bill entitled "An act to charter the village of Salamanca, in the county of Cattaraugus," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Alberger introduced a bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed February 17, 1847," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on local and special laws.

Mr. Townsend introduced a bill entitled "An act to authorize the agriculturists of the several counties of the State to form associations for mutual protection from loss on account of fire and lightning," which

was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Lockwood introduced a bill entitled "An act to extend the time for the collection of taxes in the town of Catskill, in the county of Greene," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Bennett introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Herrick introduced a bill entitled "An act to declare Independence creek, in Lewis and Herkimer counties, from the east line of township No. 6, John Brown's tract, town of Wilmurt, Herkimer county, to the head of the long high rapids, at a point on said stream known as Moyers' Mill, in the town of Watson, Lewis county, and its tributary, Fourth creek, Lewis and Herkimer counties, a public highway," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Biglin introduced a bill entitled "An act to amend an act entitled 'An act relative to immigrants and other passengers arriving at or departing from the port of New York,' passed May 9, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Blessing introduced a bill entitled "An act authorizing Charles G. Francklyn to acquire, hold, convey and otherwise dispose of real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Mr. Wagstaff introduced a bill entitled "An act to authorize the Abingdon Square Savings Bank of the city of New York to establish a branch in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Also, the bill entitled "An act to create liens upon vessels," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Johnson introduced a bill entitled "An act for the relief of George D. Foster," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Bulkley introduced a bill entitled "An act prohibiting the setting of fykes and nets in the waters of the North and South Sandy Ponds, so-called, in the town of Sandy Creek, in the county of Oswego," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Fish introduced a bill entitled "An act to authorize David MacGuire to erect a dock or wharf in the Hudson river, in the town of Garrison, adjoining his lands," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Beebe introduced a bill entitled "An act to repeal chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873," which was read

the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to provide an additional justice of the peace for the town of Mamakating, Sullivan county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hazelton introduced a bill entitled "An act to equalize taxation on bonds and mortgages," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Hoag introduced a bill entitled "An act to amend the Revised Statutes in relation to equalizing the assessment and collection of taxes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. McGroarty introduced a bill entitled "An act to amend an act entitled 'An act to provide for the improvement of Park avenue, from Clinton avenue to Broadway, in the city of Brooklyn,' and to repeal an act heretofore passed for the improvement of Park avenue from Clinton avenue to Broadway, and from Hudson avenue to Bridge street, in the city of Brooklyn, passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Farrar introduced a bill entitled "An act to amend section 27 of article 2 of title 4 of chapter 6 of part 3, and section 20 of title 2 of chapter 7 of part 2 of the Revised Statutes," which was read the first time, and by unanimous consent was also read the second time and referred to the committee on the judiciary.

Also, the bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hiller introduced a bill entitled "An act to release to James V. Gates the interest of the people of the State of New York in certain lands acquired by escheat on the death of Mary J. Gates," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on petitions of aliens.

Mr. Taylor introduced a bill entitled "An act to incorporate the Rochester Board of Underwriters," which was read first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Speaker introduced a bill entitled "An act further to amend section 8 of chapter 463 of the Laws of 1853, in relation to the incorporation of life and health insurance companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 388, G. O. 413, "An act to amend an act entitled 'An act to provide for a supply of water in the city of Yonkers,' passed February 28, 1873."

Assembly bill No. 438, G. O. 475, "An act to punish persons for personating members of the police department of the city of New York."

Assembly bill No. 442, G. O. 470, "An act to provide for the improvement of Tompkins square, in the city of New York."

Assembly bill No. 480, G. O. 516, "An act to provide for the liquidation, funding and payment of the debts of the town of Newtown, in Queens county, as apportioned between Long Island City and the town of Newtown."

Assembly bill No. 489, G. O. 526, "An act in relation to school commissioners' districts and school commissioners in the county of Cayuga."

Senate bill No. 131, G. O. 591, "An act to provide for the election and appointment of registers and inspectors of elections and poll clerks in Long Island City."

Assembly bill No. 384, G. O. 409, "An act for the relief of persons assessed for the building of a main sewer in Third avenue, in the city of Brooklyn, and the lateral drains and sewers connected therewith."

Assembly bill No. 456, G. O. 489, "An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State."

Assembly bill No. 459, G. O. 492, "An act to amend an act to subject certain debts owing to non-residents to taxation, passed July 2, 1851."

Assembly bill No. 372, G. O. 395, "An act to incorporate 'The Home for Christian Care.'"

Assembly bill No. 447, G. O. 480, "An act to amend an act entitled 'An act to make the village of Richmondville, in the town of Richmondville, county of Schoharie, a separate road district.'"

Assembly bill No. 484, G. O. 520, "An act to facilitate the removal of the remains of bodies interred in ancient and disused burial plots in the town of Springwater, county of Livingston, and town of Canadice, in the county of Ontario."

Assembly bill No. 491, G. O. 528, "An act to change the name of the Rochester Athenæum, incorporated under and by an act entitled 'An act to incorporate the Rochester Athenæum,' passed February 12, 1830."

Assembly bill No. 501, G. O. 541, "An act to amend and supplementary to chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Queens county.'"

Assembly bill No. 503, G. O. 543, "An act to amend 'An act to authorize the trustees of the village of Flushing to issue bonds and raise money for the purchase of a steam fire engine, and for the mapping and establishment of lines and grades for the streets and public places in said village,' passed April 18, 1872."

Assembly bill No. 507, G. O. 544, "An act in reference to the cemetery in the village of Herkimer."

Assembly bill No. 505, G. O. 546, "An act for the removal of certain old burial grounds in the village of Amsterdam, Montgomery county."

Said bills were so referred.

By unanimous consent, Mr. Speaker introduced a bill entitled "An act to amend chapter 71 of the Laws of 1874, entitled 'An act to amend an act passed April 26, 1869, entitled An act for the election of a receiver of taxes and assessments for the town of Cortland and village of Peekskill,'" which was read the first time and by unanimous consent was also read the second time.

On motion of Mr. Speaker, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Johnson	Shattuck
Alberger	Comstock	Jones	Simon
Allen	Coughlin	Kirk	Sloan
Alvord	Denniston	Knapp	J. W. Smith
Badger	Donahue	Landfield	Snyder
Barrow	Eastman	Lincoln	Speaker
Bassett	Ely	Lockwood	C. S. Spencer
Batcheller	Farrar	Lynde	Stover
Beebe	Fish	Manley	Sunderlin
Bennett	Foote	McGroarty	Taylor
Berri	Goss	Melvin	Townsend
Biglin	Gregory	W. Miller	Vedder
Blumenthal	Griffin	Morey	Waehner
Braman	Hardy	Oakley	Wagstaff
Brewer	Hayes	Parry	Weed
Bulkley	Hazleton	Persons	West
Cauldwell	Herrick	Petty	Wight
Chadwick	Hiller	Sanford	Winfield
Clark	Hoag	Scherman	C. B. Wood
Cleary	Hussey	Schifferdecker	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Batcheller, from the committee on ways and means, to which was referred the memorial of the New York Hospital, for exemption from taxation of such property as is used for the purposes of their institution, reported by bill entitled "An act to exempt property, real and personal, of the Society of the New York Hospital from taxation," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Hardy offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on claims be discharged from the further consideration of the bill entitled "An act for relief of Lewis Prudden," and that the same be referred to the committee on local and special laws.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Hardy, from the committee on claims, to which was referred the petition for the relief of Mrs. Thomas D. Gilson, reported by bill entitled "An act to authorize and require the Inspectors of State Prisons to hear and determine upon the claims of the legal representatives of Thomas D. Gilson deceased, and to allow such compensation therefor as they may deem just and equitable," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Mackin, Int. No. 1082, entitled "An act to authorize the lighting of public streets and avenues in the village of Matteawan, in the town of Fishkill, county of Dutchess," reported

in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Dickson, Int. No. 1094, entitled "An act to amend an act entitled 'An act to provide for the election of a receiver of taxes and assessments for the town and village of Lansingburgh, in the county of Rensselaer,' passed May 5, 1870," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Braman, Int. No. 168, entitled "An act to straighten Burlington street, between Genesee and Canal streets, in the village of West Troy," reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Dickson, Int. No. 883, entitled "An act to amend chapter 715 of the Laws of 1870, entitled 'An act to organize and establish a police for the village of Lansingburgh,'" reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on the affairs of villages, to which was referred the bill introduced by Mr. Hammond, Int. No. 432, entitled "An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario,' passed March 3, 1871," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Hammond, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

Mr. Badger, from the committee on State Prisons, to which was referred the bill introduced by Mr. W. Miller, Int. No. 1057, entitled "An act to amend the several acts in relation to State prisons," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Badger, said bill was recommitted to the committee on State prisons, retaining its place on general orders.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Landfield, Int. No. 781, entitled "An act to amend 'An act to authorize the formation of a company for the erection of buildings,' passed April 5, 1853," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Patten, Int. No. 804, entitled "An act for the better protection of life and limb of persons employed in mechanical pursuits," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the Senate bill introduced by Mr. Gross, Int. No. 81, entitled "An act to amend an act entitled 'An act to confer additional powers upon the Metropolitan Police relating to the inspection of steam boilers,' passed April 9, 1862, also to amend an act entitled 'An act in relation to the inspection of steam boilers except in the Metropolitan

district,' passed June 22, 1867," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Speaker presented a petition of citizens of Brooklyn for annexation to the city of New York; which was read and referred to the committee on affairs of cities.

On motion of Mr. Alvord, at 2 o'clock and 5 minutes, the House took a recess until half-past seven o'clock.

HALF-PAST SEVEN.

The House again met.

Mr. Speaker announced the special order, being the bill entitled as follows:

"An act to secure to children the benefits of elementary education."

The House then resolved itself into a committee of the whole on said bill, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Davis, from said committee, reported progress on said bill, and asked and obtained leave to sit again.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to release the interest of the people of the State of New York in and to certain land situate in the city of Buffalo, to Gertrude Thiele."

"An act to amend chapter 11, part 1, title 3, article 3, section 31 of the Revised Statutes."

"An act to amend an act entitled 'An act in relation to the keeping open of certain public offices in the county of Kings,' passed June 28, 1873."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. E. Miller, from said committee, reported in favor of the passage of said mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

By unanimous consent, and on motion of Mr. J. W. Smith,

Resolved, That the Clerk be directed to procure for each member, officer and reporter an additional file board for Assembly bills, and that the sergeant-at-arms be directed to place on said file board all printed Assembly bills over the number 550.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate, "An act to amend the act entitled 'An act in relation to the fees of the sheriff of the city and county of New York, and to the fees of referees in sales in partition cases,' passed May 4, 1869."

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and the several acts amendatory thereof.'"

"An act to amend an act entitled 'An act to incorporate the city of Newburgh,' passed April 22, 1865, and the several acts amendatory thereof."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Worth, from said committee, reported in favor of the passage

of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Worth, from said committee, also reported in favor of the passage of said second mentioned bill, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Worth, from said committee, also reported progress on said third mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. Denniston, the committee of the whole was discharged from the further consideration of said bill, and the same ordered engrossed and to a third reading.

On motion of Mr. Blessing, at 9 o'clock and 40 minutes, the House adjourned.

WEDNESDAY, MARCH 25, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Son.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to provide for a lease of land to the Samaritan Home for the Aged of the city of New York."

"An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company."

"An act to incorporate the village of Bath-on-the-Hudson, Rensselaer county, New York."

"An act for the relief of the Hebrew Benevolent and Orphan Asylum Society of the city of New York, and to authorize changes in conditions of leases to said society."

"An act relating to the preservation of fish within the county of Cortland, State of New York."

"An act to change the name of the village of Warren, in Rockland county, State of New York, to Haverstraw."

"An act to authorize the trustees of the First Presbyterian Church in Catlin, in the town of Dix, Schuyler county, State of New York, to remove the bodies buried in the burial ground belonging to said church to the burial ground of the Moreland Cemetery Association, and to empower said trustees to sell and convey the title of said burial ground, and the old church lot adjoining, after the bodies have been removed."

"An act to provide for the erection of a school-house in school district No. 3 of the town of Flatlands in the county of Kings."

"An act to enable the commissioners of highways of the several towns through which the Mohawk turnpike passes to contract."

"An act authorizing the Dry Dock Savings Institution of the city of New York to change its location."

"An act to incorporate the 'Sans Souci Club of Lansingburgh.'"

"An act to authorize the town of Oswegatchie to raise money to build a bridge over the Oswegatchie river, above the mill dam, in the city of Ogdensburg, appointing commissioners for that purpose, and providing means for payment."

"An act to consolidate the Albany Hospital with the Albany Medical College."

"An act to change the time of electing trustees of the Camp Meeting Association of the Methodist Episcopal church in the city of New York."

"An act in relation to taxes in the city of Syracuse."

"An act to amend an act entitled 'An act to amend chapter 467 of the Laws of 1862, entitled An act to prevent the adulteration of milk, and prevent the traffic in impure and unwholesome milk,' passed May 2, 1866."

"An act in relation to the management of the bridge crossing the Mohawk river, between the city of Schenectady and town of Glenville, in the county of Schenectady."

"An act to incorporate and change the name of the Associate Congregation of Bovina, and to authorize said society to take and hold, by gift, devise, purchase, or otherwise, real and personal estate, and to sell their glebe."

"An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same."

"An act to provide a board of water commissioners for the village of Plattsburgh, and to prescribe and regulate their duties."

"An act to extend the time for the collection of taxes in the towns of North Hempstead and Oyster Bay, in the county of Queens."

"An act to authorize the city of Buffalo to raise money by general tax for the purpose of paying local assessments on Jefferson street, between Davis and Batavia streets."

"An act to release the interest of the people of the State of New York in and to certain land situate in the town of Hamburg, Erie county, to George Ironsterter."

"An act for the improvement of Worth street and parts of the streets intersecting Worth street, between Broadway and Chatham street, in the city of New York."

"An act to legalize certain assessments ordered by the common council of Buffalo, and contained in certain rolls heretofore delivered to the comptroller of said city."

"An act to authorize the canal board to adjust the claim and settle with Sidney Seeley for extraordinary labor performed and materials furnished on the Champlain canal."

"An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1874, and to supply deficiencies in former appropriations."

"An act to confirm the title of certain lands in the town of Newtown, L. I., to the Newtown Young Men's Christian Association, and to release any claim of the State thereupon."

"An act to re-appropriate moneys for construction of new work upon and extraordinary repairs of the canals of this State, and for payments of awards made by the Canal Appraisers."

"An act to amend chapter 504 of the Laws of 1873, entitled 'An act in relation to a certain highway in the county of Hamilton appropriating

certain non-resident highway moneys thereto, and repealing acts heretofore passed in relation thereto,' passed May 14, 1873."

"An act in relation to the high school in the city of Poughkeepsie."

"An act for the relief of the president, directors and company of the Schoharie Kill Bridge Company."

"An act to authorize the appraisal and sale of leased fine salt lots on the Onondaga Salt Springs Reservation, by the Commissioners of the Land Office."

"An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Erie canal, on Salina street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal, to connect University avenue, heretofore called Walnut street, with Canal street, in said city."

"An act to provide for the care of the lands and buildings known as Washington's Headquarters, in the city of Newburgh, and the property connected therewith."

"An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870."

"An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870, as amended January 12, 1872."

"An act to amend an act entitled 'An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850."

"An act to authorize the Buffalo Street Railroad Company to make certain contracts with the Buffalo East Side Street Railway Company."

"An act to amend chapter 308 of the Laws of 1858, entitled 'An act to authorize the appointment of commissioners to take the proof and acknowledgment of deeds and other instruments, and to administer oaths in Great Britain and France,' passed April 17, 1858."

"An act to amend an act entitled 'An act to amend chapter 863 of the Laws of 1867, entitled An act to construct a bridge over Tonawanda creek in the counties of Erie and Niagara, and to provide means therefor.'"

The Senate returned the bill entitled "An act to incorporate the Farmers and Mechanics Savings Bank of the village of Medina, county of Orleans," with a message informing that they had passed the same with the following amendments:

Section 11, line 6, strike out the word "of," and insert the words "doing business in."

Section 13, line 7, after the word "act," insert the words "subject to the limitation mentioned in said section."

Section 16, line 8, strike out the word "on," and insert the word "or."

Section 17, line 21, strike out the word "shall," and insert the words "may in the discretion of the court." Strike out all of said section after the word "can't," in line 29.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 {
{ NOES 00 }

Those who voted in the affirmative, were

Allen
Alvord

Dickson
Donahue

Lockwood
Lynde

J. W. Smith
Snyder

Badger	Eastman	Mackin	Speaker
Barrow	Ely	Manley,	C. S. Spencer
Bassett	Farrar	McAfee	G. W. Spencer
Batcheller	Fish	McGroarty	Stacy
Beebe	Foote	Melvin	Sunderlin
Berri	Goss	E. Miller	Taylor
Biglin	Gregory	W. Miller	Tewksbury
Blessing	Gurnee	Murray	Thorp
Blumenthal	Hanrahan	Oakley	Townsend
Bordwell	Hazelton	Parry	Vedder
Braman	Healey	Persons	Waehner
Brewer	Herrick	Petty	Wagstaff
Brown	Hiller	S. G. Pope	Weed
Burritt	Hoag	Prince	West
Carpenter	Houghton	Ryan	Whalen
Cauldwell	Hussey	Scherman	Witbeck
Chadwick	Jones	Shattuck	Wight
Clark	Kirk	Sherwood	Winfield
Comstock	Knapp	Simon	C. B. Wood
Daly	Lawrence	Sloan	P. Woods
Denniston	Lincoln	H. Smith	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to enable Long Island City to sell real estate," with a message informing that they had passed the same with the following amendment:

Section 4, line 14, after the word "negotiated" strike out the balance of the section.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Kirk	Scherman
Alberger	Colahan	Knapp	Schifferdecker
Allen	Comstock	Lincoln	Shattuck
Alvord	Daly	Lockwood	Simon
Badger	Denniston	Lynde	Sloan
Barrow	Dickson	Mackin	H. Smith
Bassett	Donahue	Manley	Snyder
Batcheller	Eastman	McAfee	Speaker
Beebe	Ely	McQueen	C. S. Spencer
Beecher	Farrar	Melvin	Stacy
Bennett	Fish	E. Miller	Sullivan
Berri	Foote	W. Miller	Taylor
Biglin	Goss	Morey	Tewksbury
Blessing	Gurnee	Parry	Thorp
Blumenthal	Hammond	Patten	Townsend

Bordwell	Hardy	Persons	Vedder
Brewer	Hazelton	Petty	Wagstaff
Brown	Herrick	Philpot	West
Bulkley	Hiller	G. Pope	Wight
Burritt	Hoag	S. G. Pope	Winfield
Carpenter	Hussey	Prince	C. B. Wood
Cauldwell	Johnson	Sanford	P. Woods
Chadwick	Jones		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend the charter of the village of Fairport, in the county of Monroe," with a message informing that they had passed the same with the following amendment:

Strike out all after the enacting clause, and insert in lieu thereof the following:

SECTION 1. The title of an act entitled "An act to amend the incorporation of the village of Fairport, in the county of Monroe, passed April 12, 1867," is hereby amended so as to read as follows: "An act to incorporate the village of Fairport, in the county of Monroe."

§ 2. Section 41 of said act is hereby amended so as to read as follows:

§ 41. Section 2 of an act entitled "An act to amend an act entitled 'An act to amend the incorporation of the village of Fairport, in the county of Monroe,'" passed April 12, 1867, passed April 27, 1869, is hereby amended so as to read as follows:

§ 41. The trustees shall have jurisdiction and control over all the drains, ditches and sewers in the streets within said village, and they shall have power to construct new sewers within the streets in said village; enlarge and keep in repair any such drain, ditch or sewer, or any part thereof, when by them deemed necessary, and from time to time cleanse or cause the same or any part thereof to be done, and in their discretion they may defray the expenses thereof out of the highway fund, or other moneys belonging to said village not otherwise appropriated, or they may defray a part of such expenses out of the highway fund, or moneys not otherwise appropriated, and assess the balance upon any premises that shall be deemed benefited thereby, or they may assess the whole of any such expense upon any premises that shall be deemed benefited thereby, and whenever any such assessment shall be necessary, it shall be the duty of the assessors, when notified by the trustees, to examine the premises deemed to have been or to be benefited by any such drain, ditch or sewer, and assess the same upon any such premises according to the ratio of benefits received, and such assessment shall be levied and collected in the same manner as provided in the charter of said village in relation to sidewalks or other taxes. They may also, in their discretion, require the owners or occupants of any land, whereon any drain, ditch or sewer shall be, from time to time to repair and cleanse the same upon their respective premises as shall be directed by the trustees, and in default thereof said trustees may cause it to be done, and assess and collect the expenses thereof in the same manner as is provided in respect to sidewalks, or they may sue the owner or occupants of said premises for the same in the corporate name of the village. The said trustees may discontinue any drain, ditch or sewer in said village, or any part thereof, at their discretion.

§ 3. The said village shall constitute a separate highway district within its corporate limits exempt from the superintendence of any one except the board of trustees, who shall be commissioners of highways in and for such village, and shall have all the powers of commissioners of highways of towns in this State, subject to the provisions of an act entitled "An act for the incorporation of villages," passed April 20, 1870, and as such they shall have power to discontinue, lay out, open, widen, alter, change the grade or otherwise improve roads, avenues, streets, lanes, crosswalks and sidewalks; and for that purpose may take and appropriate any land in said village, but no road, avenue, street, lane or sidewalk shall be opened or altered unless all claims for damages on account of such opening or altering shall be released without remuneration, except on the written petition of at least ten freeholders residing in said village, which petition shall specify the improvement to be made, describe the land to be taken, state the owner or owners thereof, when known, and shall be filed in the office of the clerk of the village. On the presentation of such petition the trustees shall and must meet and examine the same, and if they decide the improvement shall be made they shall so decide by resolution, to be entered in the minutes of the board, and they shall thereupon put up, in five public places in said village, a correct description of the lands to be taken to make such improvement, and a notice that the trustees, at a place, and on a day and at an hour therein specified, not less than five days from the date and posting thereof, will meet and hear any objections that may be made to the taking of such land or making such improvement, a copy of which notice must be served on the owner or owners of such land at least five days before such meeting, unless said owner is a non-resident of such village, in which case said notice and description must be deposited in the said village post-office, directed to said owner, at least twenty days before such meeting. Any person interested may be heard and introduce testimony before the board of trustees as to the matter, on the day specified in the notice or on such other days as the board may appoint. After such hearing the trustees may deny the petition, or approve and declare by resolution, to be entered in their minutes, their intention to make the said improvements, and proceed to obtain possession of the lands described in the manner provided by this act.

§ 4. Whenever any road, avenue, street, lane or sidewalk is opened or altered, the damages claimed by reason thereof may be determined by agreement between the board of trustees and the persons claiming such damages; but in case the damages are not so determined or released, the board shall, on being notified by the president as in case of a special meeting or at a regular meeting, meet and cause a jury of six freeholders to be summoned to determine and award said damages. Five days' notice of the time and place of such meeting shall be given to the owner or owners of such lands, if residents of the village, and if not such residents, then notice shall be sent ten days before such meeting by mail, directed to the place of residence, if known, of such non-residents; the jury shall be sworn to faithfully and impartially execute their duty; shall examine the premises, hear the proofs and allegations of the parties, and reduce the testimony to writing, if any is taken; and they shall determine and award to the owner or owners of such lands such damages as they will sustain by the proposed alteration or improvement that, after making allowances for any benefit which the said owner or owners may derive therefrom. The determination and

award of the jury shall be signed by them and filed in the office of the village clerk, and a copy served on the persons entitled to such award. If no appeal is made within twenty days from the time of such service, the determination and award of such jury shall be final and conclusive on all persons interested. A copy of such award, certified by the clerk, shall be evidence of the same in all courts and places, and all actions and proceedings.

§ 5. No trustee who is interested in any lands taken for such alteration or improvement shall act with the trustees when sitting as a board to determine the damages or to summon the jury to award damages for taking such land.

§ 6. Any person interested therein may, within twenty days after notice of the award of the jury, appeal from such award by petition to the county judge of the county where such village is situated, praying for the appointment of three commissioners residing in such county to review said award of said jury. The person appealing shall execute a bond to the village, in its corporate name, in the penal sum of two hundred and fifty dollars, with two sureties, who shall justify in twice the amount, conditioned for the payment of the fees of the said commissioners and costs of appeal, in case the award of the jury shall not be increased twenty dollars by said commissioners to each party appealing. Filing such bond with and serving a copy of said petition, with a notice of the time when and the place where the same will be presented to the said judge or the village clerk, shall operate as a stay of proceedings until the decision of the commissioners thereon. All persons appealing from the award of the jury for damages as to one single and continuous alteration of improvement, shall join in one petition and may execute a joint and several bond in two hundred and fifty dollars, with sureties, and conditioned as hereinbefore mentioned; and there shall be but one board of three commissioners appointed to review the award of such jury.

At the time mentioned in the notice, and when the commissioners are appointed, any person may be heard in the matter. The said judge shall, on hearing the parties, appoint three disinterested electors as commissioners, residing in said county but not in the village, to review the award of said jury and determine and award the damages of the person or persons appealing. Immediate notice shall be given by some of the persons appealing to the persons designated as commissioners, and if any one declines, or is disqualified, the judge shall appoint some disinterested person an elector, residing in said county, but not in the village, to fill the vacancy. Said commissioners shall meet at such village within ten days after being notified of their appointment. They shall give the president of the village five days' notice of the time and place of their meeting; shall be sworn to do their duty; shall have power to compel attendance of witnesses by subpoena; shall examine the premises and hear the proofs and allegations of the parties, and shall award such damages to the parties appealing as they shall deem just. The award of the commissioners shall be signed by them and be returned to the president of the village within fifteen days after the first meeting of the commissioners and shall be filed with the clerk. Said award shall be final and conclusive on all persons interested, and the board of trustees may thereupon take possession of the land and make the said alteration or improvement.

On declaring the award, the commissioners shall each be paid by the

treasurer of the village three dollars per day for their services, and the amount so paid shall be collected by suit, if not otherwise paid, with other proper expenditures made by and for the village in and about such appeal, on the bond referred to in this section, given by the person or persons appealing, in case the person or persons appealing are liable to pay the costs of the appeal under the provisions of this act. In all cases of appeal under this section the judge to whom the appeal is made shall, by order, appoint guardians for any infant, lunatic or idiot interested in said proceedings.

§ 7. Whenever a final award is made for damages sustained by reason of making such alteration or improvement, the persons acting as assessors may, within twenty days thereafter, assess the amount of such damages upon the estates, real and personal, in said village, and make out an assessment roll of such damages, which assessment roll shall be signed by the president and filed with the clerk, and be collected in the same manner as the annual tax is collected; and the trustees shall, within one year from the time of such final award, pay or tender the amount of such damage to the persons to whom the same shall have been awarded, and in case such owner shall refuse the same or be unknown, or a non-resident of said village, idiot, or lunatic, or the rights and interests of persons claiming the same shall be doubtful, it shall in such cases be lawful for the board of trustees to pay the amount of such damages to the county treasurer of the county where said lands are situated, for the benefit of such person or persons as may be entitled to the same, accompanied by the statement of the facts under which such payment was made. The board of trustees shall cause the clerk of such village to make an entry in the village records of the money deposited, stating amount of the names of the parties by the awards declared to be entitled to the same. On the proper person or persons being ascertained who are entitled to receive such money, the president of the village is authorized to draw an order on said county treasurer, countersigned by the clerk, and payable to the order of the person or persons entitled to such money for the amount due such person or persons.

§ 8. Sections 41, 43, 44 and 45 of the act hereby amended, and all provisions thereof inconsistent with this act, are hereby repealed.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Lynde	H. Smith
Alberger	Denniston	Mackin	J. W. Smith
Allen	Dickson	Manley	Snyder
Alvord	Eastman	McAfee	Speaker
Badger	Ely	McGroarty	C. S. Spencer
Batcheller	Farrar	Melvin	Stacy
Beecher	Fish	E. Miller	Stephens

Bennett	Foote	W. Miller	Sunderlin
Berri	Goss	Morey	Sullivan
Biglin	Gurnee	Murray	Taylor
Blessing	Hanrahan	Parry	Tewksbury
Blumenthal	Hardy	Patten	Thorp
Bordwell	Hazelton	Petty	Vedder
Bostwick	Herrick	Philpot	Waehner
Braman	Hiller	S. G. Pope	Weed
Brewer	Hoag	Prince	West
Brown	Holden	Scherman	Whalen
Carpenter	Houghton	Schifferdecker	Witbeck
Cauldwell	Johnson	Shattuck	Wight
Chadwick	Jones	Sherwood	Winfield
Clark	Kirk	Simon	C. B. Wood
Cleary	Lincoln	Sloan	P. Woods
Coughlin	Lockwood		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plank-roads and turnpikes,' passed May 8, 1873," with a message informing that they had passed the same with the following amendments:

Strike out all after the enacting clause, and insert as follows:

SECTION 1. Chapter 440 of the Laws of 1873, entitled "An act requiring commissioners of highway to act as inspectors of plank-roads and turnpikes," passed May 8, 1873, is hereby repealed.

§ 2. This act shall take effect immediately.

Amend title by striking out the word "amend" and inserting the word "repeal."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 11 }
{ NOES 45 }

Those who voted in the affirmative, were

Alvord	Blessing	Landfield	Phillips
Beecher	Griffin	Leake	Philpot
Biglin	Hardy	Mackin	

Those who voted in the negative, were

Abeel	Gurnee	Ryan	Sullivan
Alberger	Hanrahan	Sanford	Taylor
Allen	Hoag	Scherman	Tewksbury
Badger	Houghton	Sherwood	Thorp
Bassett	Hussey	Simon	Vedder
Blumenthal	Jones	Sloan	Waehner
Bordwell	McGroarty	H. Smith	Whalen
Comstock	W. Miller	C. S. Spencer	Witbeck
Daly	Oakley	G. W. Spencer	Wight

Farrar
Fish
Goss

Parry
Persons

Stacy
Stephens

Winfield
P. Woods

Mr. Weed moved that a committee of conference be appointed, and request a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Weed, Prince, Batcheller, Beebe and Lincoln.

Ordered, That the Clerk return said bill to the Senate, with a message informing of non-concurrence in their amendments, and requesting a committee of conference thereon.

The Senate returned the bill entitled "An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds, to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same," with a message informing that they had concurred in the passage of the same, with the following amendments:

Add as section 3 the following:

"§ 3. The loan authorized by the first section of this act shall not be made by the said trustees of the village of Jordan until after the same shall have been authorized by the affirmative vote of a majority of the tax payers of said village, in the same manner as other moneys are authorized to be raised for village purposes, and to determine said question, a special meeting of the tax payers of said village may be called by the trustees thereof, by notice published three (3) weeks successively in any newspaper published in said village, fixing the time and place of such meeting."

Change section 3 to section 4.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Comstock	Lockwood	Sherwood
Allen	Daly	Lynde	Simon
Alvord	Denniston	Mackin	Sloan
Badger	Dickson	Manley	H. Smith
Barrow	Donahue	Melvin	J. W. Smith
Bassett	Farrar	E. Miller	Snyder
Batcheller	Fish	Morey	C. S. Spencer
Beebe	Goss	Murray	Stacy
Beecher	Gregory	Oakley	Stephens
Bennett	Griffin	Parry	Stover
Berri	Gurnee	Patten	Tewksbury
Biglin	Hanrahan	Persons	Thorp
Blessing	Hardy	Petty	Townsend
Bordwell	Hazelton	Philpot	Vedder

Bostwick	Herrick	G. Pope	Waehner
Braman	Hiller	Prince	Wagstaff
Brewer	Hoag	Quinn	Weed
Bulkley	Houghton	Ryan	West
Burritt	Hussey	Sanford	Whalen
Carpenter	Jones	Scherman	Witbeck
Cauldwell	Kirk	Schifferdecker	C. B. Wood
Chadwick	Lincoln	Shattuck	P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act relating to the court of general sessions in and for the city and county of New York," with a message informing that they had passed the same with the following amendment:

Section 1, line 9, strike out the words "thirty-five hundred" and insert the words "three thousand."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Shattuck
Alberger	Daly	Lockwood	Sherwood
Alvord	Denniston	Lynde	Simon
Barrow	Dickson	Mackin	Sloan
Bassett	Eastman	Manley	H. Smith
Beebe	Ely	McAfee	C. S. Spencer
Beecher	Farrar	McQueen	Stacy
Bennett	Fish	W. Miller	Stover
Berri	Foots	Morey	Sunderlin
Biglin	Goss	Oakley	Taylor
Blessing	Gregory	O'Callaghan	Tewksbury
Blumenthal	Griffin	Parry	Thorp
Bordwell	Gurnee	Patten	Townsend
Braman	Hardy	Persons	Vedder
Brewer	Herrick	Petty	Waehner
Brown	Hiller	Philpot	Wagstaff
Bulkley	Hoag	S. G. Pope	Weed
Burritt	Houghton	Prince	West
Carpenter	Hussey	Quinn	Witbeck
Cauldwell	Jones	Ryan	Winfield
Chadwick	Knapp	Scherman	C. B. Wood
Colahan	Kshinka	Schifferdecker	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend, revise and consolidate the laws in relation to the village of Seneca Falls, in the county of Seneca," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hazelton, and by unanimous consent, said bill was ordered to a third reading.

"An act to amend chapter 628 of the Laws of 1857, entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to authorize the construction of a foot bridge over the Erie canal on Mohawk street in the city of Utica, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to release the interest of the State of New York in and to certain real estate of which George H. Hansen died seized or possessed," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

"An act to amend an act passed May 1, 1873, entitled 'An act to lay out, open and grade Eighty-sixth street, in the towns of New Utrecht and Gravesend, in the county of Kings,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend an act entitled 'An act to determine a plan of grades for certain streets and avenues in the town of New Utrecht,' passed June 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act requiring the town collector of the town of Poughkeepsie to publish the times and places at which he will attend to receive taxes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to incorporate the Kingston Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to enable the common council of the city of Yonkers to construct a police station-house," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend an act entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act relating to the grade of that portion of Water street in the city of Auburn in front of the new armory in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act for the relief of certain hospitals and dispensaries in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend the charter of the village of Horseheads, Chemung

county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act to amend an act entitled 'An act to erect a union school district in the village of Watkins, and to create a board of education therein, with power of taxation and other powers, for school purposes,' passed April 3, 1863," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

"An act to amend an act entitled 'An act in relation to the location and erection of public buildings for the use of Erie county and the city of Buffalo,' passed April 21, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to legalize the acts of William H. Gardner as notary public," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the Canal Commissioners to build a road or street bridge over the Erie canal on Goodman street, at the east boundary line of the city of Rochester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to incorporate the Catholic Union of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of fire insurance companies,' passed June 25, 1853, passed April 19, 1862," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wagstaff, and by unanimous consent, said bill was substituted for Assembly bill No. 425, on same subject, G. O. 456.

"An act to enable the 'Edwin Forrest Home,' a corporation existing under the laws of Pennsylvania, to take, hold and convey real estate, and releasing to said corporation the interest of this State in certain lands," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to authorize the Canal Commissioner to construct a road-bridge over the Erie canal in the town of Gates, in the county of Monroe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act providing for the purchase of a site for and the erection of a town hall in the town of Flatbush, in the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to legalize and confirm the official acts of Isaac Carpenter, a justice of the peace in the town of Schodack, in the county of Rensselaer, and to enable him to take and file his oath of office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to re-appropriate moneys for construction of new work upon, and extraordinary repairs of, the canals of this State, and for payment of awards made by the Canal Appraisers," which was read the first

time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to authorize the city of Utica to provide a building for fire department purposes, and borrow and disburse money to pay for the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to provide for the completion and improvement of Sackett, Douglass and Degraw streets in the city of Brooklyn, and also for the collection and payment of all moneys expended or indebtedness incurred by said city on account of the improvement of such streets by the Brooklyn park commissioners," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act providing for the appointment of additional notaries public," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Alberger, and by unanimous consent, said bill was ordered to a third reading.

Mr. Lincoln moved that said bill be committed to the committee on the judiciary, with instructions to so amend said bill that a county represented by but one member shall have fifteen additional notaries.

Mr. Prince moved that said bill be committed to the committee on the judiciary.

Mr. Alvord moved that said bill be committed to the committee on the judiciary, with instructions to amend by adding that counties having but one member of Assembly shall each be entitled to fifteen additional notaries public to report forthwith, retaining its place on third reading of bills, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the affirmative.

Said bill was so committed.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend the charter of the Sunday School Union of the Methodist Episcopal Church, and the acts amendatory thereof."

"An act to incorporate the Butter and Cheese Exchange of New York."

"An act to amend 'An act supplementary to and amendatory of an act in relation to a public park in the city of Albany,' passed February 16, 1872, and the 'Act in relation to the Washington Park of the city of Albany,' passed March 11, 1873."

"An act to amend an act entitled 'An act authorizing the town of Leicester, in the county of Livingston, to purchase additional land to enlarge their burying-ground near the village of Moscow,' passed April 27, 1869."

"An act to legalize and confirm the proceedings of the annual town meeting of the town of Huntington, Suffolk county, held April 1, 1873, authorizing the supervisor of said town to offer a certain reward, and to provide for the payment of the same."

"An act to authorize the board of education of the city of Ogdensburg to borrow money for school purposes."

"An act to authorize a tax for fire purposes in the village of Greene, Chenango county."

"An act to repeal chapter 588, Laws of 1873, entitled 'An act to establish a commission in and for the city and county of New York, to be known and designated as the commission of charitable correction, and to define its powers and jurisdiction,' passed May 22, 1873."

Ordered, That the Clerk deliver said bills to the Governor.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

By unanimous consent, Mr. Eastman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of Assembly bill, Int. No. 373, entitled "An act to provide the city and county of New York with a railway system for rapid transit of passengers, freight and mails," and that the same be committed to the committee of the whole for consideration.

Mr. Beebe moved to amend by striking out all after the word "resolved," and insert the following in lieu thereof:

"That it is the sense of this House that the several committees to which bills are referred, should report all such bills either adversely, favorably or for consideration, with all possible dispatch consistent with the proper examination of such bills."

Debate was had thereon, when

Mr. Brewer moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

Mr. Beebe then withdrew his amendment.

Mr. Eastman then withdrew his resolution.

Mr. Alvord renewed the resolution, and on that moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

Mr. Beebe moved to lay the resolution on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 50 }
{ NOES 61 }

Those who voted in the affirmative, were

Abeel	Colahan	Lawrence	Philpot
Allen	Daly	Lockwood	Prince
Barrow	Eastman	Manley	Scherman
Beebe	Ely	McGroarty	Simon
Beecher	Farrar	Melvin	C. S. Spencer
Bennett	Fish	E. Miller	Taylor
Berri	Gregory	W. Miller	Waehner
Blessing	Hardy	Oakley	Wagstaff
Blumenthal	Hayes	O'Callaghan	West
Bostwick	Healey	Parry	Witbeck
Braman	Hoag	Petty	C. B. Wood
Bulkley	Holden	Phillips	P. Woods
Carpenter	Kahinka		

Those who voted in the negative, were

Alberger	Dickson	Lynde	H. Smith
Alvord	Donahue	McAfee	J. W. Smith
Badger	Footo	McQueen	Snyder
Bassett	Goss	Morey	G. W. Spencer
Batcheller	Griffin	Murray	Stacy
Bordwell	Gurnee	Patten	Stover
Brewer	Hanrahan	Persons	Sullivan
Brown	Hiller	S. G. Pope	Sunderlin
Burritt	Houghton	Quinn	Tewksbury
Cauldwell	Hussey	Ryan	Townsend
Chadwick	Johnson	Sanford	Vedder
Cleary	Jones	Schifferdecker	Whalen
Coffey	Kirk	Shattuck	Wight
Comstock	Landfield	Sherwood	Winfield
Davis	Leake	Sloan	Worth
Deane			

Mr. Alvord then withdrew said resolution.

Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That the chair appoint a committee of five, who are instructed to invite, solicit and request that the New York press, and all others who desire to substantiate the allegations, insinuations or charges made in said press against the railroad committee of this House, to appear before such committee for the purpose of substantiating such charges, allegations or insinuations, if they so wish to do.

Pending the question,

Mr. Beebe moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Lincoln moved to amend said resolution by adding at the end thereof the following: "and that the Sergeant-at-arms be directed to bring the editors of the papers mentioned before said committee."

Mr. C. S. Spencer moved to amend the amendment by substituting therefor the following: "and that said committee have power to send for persons and papers."

Mr. Davis moved to lay the whole subject upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Davis, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

{ AYES 82 }
{ NOES 35 }

Those who voted in the affirmative, were

Alberger	Denniston	Manley	Snyder
Allen	Dickson	McAfee	C. S. Spencer
Alvord	Eastman	Morey	G. W. Spencer
Badger	Farrar	Nice	Stacy

Barrow	Fish	Oakley	Stephens
Bassett	Foots	Parry	Stover
Batcheller	Gregory	Persons	Sullivan
Bennett	Griffin	Phillips	Sunderlin
Berri	Gurneo	Philpot	Taylor
Bordwell	Hanrahan	S. G. Pope	Tewksbury
Bostwick	Hazelton	Prince	Townsend
Braman	Hiller	Quinn	Vedder
Brewer	Holden	Sanford	Waehner
Brown	Houghton	Scherman	Wagstaff
Bulkley	Hussey	Schifferdecker	Weed
Burritt	Johnson	Shattuck	West
Cauldwell	Jones	Sherwood	Whalen
Chadwick	Landfield	Simon	Wight
Coffey	Leake	Sloan	Winfield
Comstock	Lincoln	H. Smith	Worth
Deane	Mackin		

Those who voted in the negative, were

Abeel	Donahue	Kshinka	Murray
Beebe	Ely	Lawrence	O'Callaghan
Blessing	Goss	Lockwood	Patten
Blumenthal	Hammond	Lynde	Petty
Clark	Hardy	McGroarty	Ryan
Cleary	Hayes	McQueen	J. W. Smith
Colahan	Healey	Melvin	Witbeck
Daly	Hoag	E. Miller	C. B. Wood
Davis	Kirk	W. Miller	

When the names of Messrs. W. Miller and West were called, they asked to be and were not excused from voting.

Mr. Speaker appointed as such committee Messrs. Alvord, Sloan, Spencer, Beebe, Hammond.

Mr. Beebe asked to be excused from serving on said committee.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker then appointed Mr. Taylor in place of Mr. Beebe.

On motion of Mr. Batcheller, at 2 o'clock and 15 minutes the House took a recess until 7 o'clock.

SEVEN O'CLOCK.

The House again met.

Mr. Speaker announced the special order, being the bill entitled as follows:

"An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations."

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said bill.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lincoln, from said committee, reported progress on said bill, and asked and obtained leave to sit again.

Mr. Batcheller moved that said bill be made a special order for to-morrow morning, to be considered in the same committee with the special order previously ordered for that hour.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Alvord, at 8 o'clock and 10 minutes, the House adjourned.

THURSDAY, MARCH 26, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Son.

On motion of Mr. Prince, the reading of the journal of yesterday was dispensed with.

On motion of Mr. Hardy, and by unanimous consent, the Senate bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to public schools of the city of Auburn,' passed March 4, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Eastman	McAfee	Speaker
Alvord	Ely	McQueen	C. S. Spencer
Barrow	Farrar	Melvin	G. W. Spencer
Bassett	Fish	W. Miller	Stephens
Batcheller	Foots	Parry	Stover
Beebe	Goss	Persons	Sunderlin
Beecher	Gregory	Petty	Taylor
Berri	Gurnee	Phillips	Tewksbury
Blumenthal	Hanrahan	Philpot	Thorp
Bostwick	Hardy	G. Pope	Townsend
Brown	Hazelton	Prince	Vedder
Carpenter	Hiller	Quinn	Waehner
Cauldwell	Kirk	Sanford	Wagstaff
Clark	Knapp	Scherman	Weed
Cleary	Kshinka	Schifferdecker	West
Coffey	Lawrence	Shattuck	Whalen
Colahan	Lincoln	Sherwood	Wight
Comstock	Lynde	Sloan	C. B. Wood
Coughlin	Mackin	H. Smith	P. Woods
Denniston	Manley	J. W. Smith	Worth
Donahue			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Lockwood, and by unanimous consent, the committee on internal affairs was discharged from the further consideration of the bill, Int. No. 1119, entitled "An act to extend the time for the collection of taxes in the town of Catskill," and the same was ordered to a third reading.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to provide for the planting and protection of oysters in those portions of the Great South bay lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business."

"An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Oswego canal on Salina street, at its junction with Bridge street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal to connect Danforth and Marsh streets, in said city."

"An act enabling Olcott P. Boardman to appeal to the Canal Board from an award made on the 1st day of April, 1868, by the Canal Appraisers, for lands of said Boardman appropriated by the State for the purpose of the Genesee Valley canal."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal, in the highway running from Palmyra road to the Carterville road in the town of Pittsford."

"An act to authorize the construction and use of a railroad from the Thirty-fourth street ferry to the Ninety-second street ferry, in Long Island City, and through certain streets and avenues in the fourth ward of said city."

"An act to authorize the construction of a railway on Hudson, Philip, Hamilton, Lark, Allen, Eagle, State, Madison avenue, and other streets in the city of Albany."

"An act to reduce rates of ferriage on certain ferry routes between the city of New York and the Seventeenth ward of the city of Brooklyn, and to establish rates of ferriage thereon, and to regulate the running of said ferries."

"An act to amend an act entitled 'An act to incorporate the Equitable Savings Institution of the city of New York,' passed May 7, 1869."

"An act to amend the charter of the village of Saratoga Springs so as to provide for the appointment of a commissioner of public works of the village of Saratoga Springs, and abolishing the office of superintendents of the village and of water-works of said village."

"An act to amend an act entitled 'An act to incorporate the Westchester County Trust Company,' passed April 6, 1871."

"An act to repeal section 20 of chapter 229 of the Laws of 1870, entitled 'An act to organize and establish a police for the city of Schenectady.'"

"An act to incorporate the 'Geneva Savings Bank.'"

"An act to release the interest of the people of the State of New York in and to certain land situate in the city of Buffalo, to Gertrude Theile"

"An act to amend chapter 11, part 1, title 3, article 3, section 31 of the Revised Statutes."

"An act to amend an act entitled 'An act in relation to the keeping open of certain public offices in the county of Kings,' passed June 28, 1878."

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and the several acts amendatory thereof.'"

"An act to amend an act entitled 'An act to incorporate the city of Newburgh,' passed April 22, 1865, and the several acts amendatory thereof."

On motion of Mr. Prince, and by unanimous consent, the bill entitled "An act to extend the time for the collection of taxes in the towns of North Hempstead and Oyster Bay, in the county of Queens," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

} AYES 91 {
} NOES 0 {

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Scherman
Alberger	Coughlin	Knapp	Schifferdecker
Allen	Daly	Kshinka	Sherwood
Alvord	Denniston	Lincoln	Sloan
Badger	Dickson	Lockwood	H. Smith
Barrow	Eastman	Mackin	J. W. Smith
Bassett	Ely	Manley	Snyder
Batcheller	Farrar	McAfee	Speaker
Beebe	Fish	McQueen	C. S. Spencer
Beecher	Foots	Melvin	G. W. Spencer
Bennett	Goss	E. Miller	Stacy
Berri	Gregory	W. Miller	Taylor
Biglin	Griffin	Morey	Tewksbury
Bordwell	Gurnee	Murray	Townsend
Bostwick	Hardy	Nice	Vedder
Braman	Hazeltan	Parry	Waehner
Brewer	Herrick	Persons	Wagstaff
Burritt	Hiller	Petty	Whalen
Carpenter	Hoag	Phillips	Wight
Cauldwell	Houghton	Philpot	Winfield
Chadwick	Hussey	S. G. Pope	C. B. Wood
Clark	Johnson	Prince	P. Woods
Coffey	Jones	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Batcheller moved to lay said order of business upon the table for the purpose of taking up the special orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker then announced the special orders, being the bills entitled as follows:

"An act relative to public instruction."

"An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations."

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bills.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lincoln, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Alvord moved that said bill be made a special order for Tuesday evening next.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Lincoln, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

Mr. Batcheller moved that said bill be made a special order for this evening at the same time as the special orders previously ordered for that time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 387, G. O. 412, "An act to confirm, reduce and levy a certain assessment in the city of Brooklyn."

Senate bill No. 25, G. O. 431, "An act to enable John Shaw to take, hold, convey and transmit, by descent or devise, real estate, and to release to him the interest of this State in certain lands."

Assembly bill No. 492, G. O. 531, "An act to alter the commissioners' map of the city of Brooklyn."

Assembly bill No. 531, G. O. 570, "An act to amend an act entitled 'An act to amend the charter of the village of Johnstown,' passed March 30, 1867."

Assembly bill No. 536, G. O. 575, "An act to supply the village of Gloversville with pure and wholesome water."

Assembly bill No. 553, G. O. 594, "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Troy,' passed April 23, 1872."

Assembly bill No. 377, G. O. 400, "An act to amend and supplementary to an act to incorporate the New York Eye Infirmary, passed March 29, 1822, and the act amendatory thereof, passed April 30, 1864."

Assembly bill No. 485, G. O. 521, "An act conferring certain powers on 'The Children's Fold,' of the city of New York."

Assembly bill No. 498, G. O. 537, "An act to authorize the city of Oswego to convey by deed a part of lot No. 97, Van Buren tract, in said city."

Assembly bill No. 487, G. O. 533, "An act to further amend the charter of the Union Theological Seminary in the city of New York."

Assembly bill No. 518, G. O. 568, "An act to repeal so much of chapter 817, Session Laws of 1866, and of chapter 796 of Session Laws of 1868, and of chapter 227 of Session Laws of 1872, as may exempt townships No. 35, 36, 40 and 41 of Totten and Crossfield's purchase,

from any of the provisions with regard to highway taxes of said townships, together with the highway taxes of townships No. 5 and 39 of same purchase, to the uses and reconstruction of the Carthage road, from Longlake to Beach's lake, now called Lake Brandreth, in Hamilton county."

Assembly bill No. 535, G. O. 574, "An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the corporation of said village,' passed April 3, 1861."

Assembly bill No. 550, G. O. 589, "An act to provide for the extension of Ocean avenue, in the county of Kings, to the Atlantic ocean."

Assembly bill No. 544, G. O. 583, "An act releasing the interest of the people of the State of New York in certain real estate owned by John Kirkland, now deceased, in the town of Cicero, Onondaga county, to Adaline Kirkland, his widow."

"Senate bill No. 33, G. O. 398, "An act to regulate the sale of poisons, and to repeal chapter 452 of Laws of 1860, and chapter 273 of Laws of 1862."

Senate bill No. 38, G. O. 524, "An act to incorporate St. Ann's Catholic Total Abstinence and Benevolent Society of Hornellsville."

Said bills were so referred.

By unanimous consent, Mr. Waehner introduced a bill entitled "An act in relation to regulating, grading and otherwise improving streets, roads and avenues in the city of New York, and to limit the issue of stocks and bonds in anticipation of the collection of assessments therefor, and in relation to opening streets, avenues, roads or public parks and places in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, by unanimous consent, the bill entitled "An act to make provision for the repairing of stone pavements in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. W. Miller called from the table the report of the sub-committee of the whole, in the words following:

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 544, printed No. 507, entitled "An act in reference to the cemetery in the village of Herkimer," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 513, printed No. 477, entitled "An act in relation to the application of highway assessments of corporations in the town of Glenville, Schenectady county," reported in favor of the passage of the same.

Mr. Leake, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 516, printed No. 480, entitled "An act to provide for the liquidation, funding and payment of the debt of the town of Newtown, in Queens county, as apportioned between Long Island City and the town of Newtown," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 409, printed No. 381, entitled "An act for the relief of persons assessed for the building of a main sewer in

Third avenue in the city of Brooklyn, and the lateral drains and sewers connected therewith," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 470, printed No. 438, entitled "An act to punish persons personating members of the police department of the city of New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 591, printed No. 131, entitled "An act to provide for the election and appointment of registers and inspectors of elections and poll clerks in Long Island City," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 520, printed No. 484, entitled "An act to facilitate the removal of the remains of the bodies interred in ancient and disused burial plots in the town of Springwater, county of Livingston, and town of Canadice, in the county of Ontario," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 344, printed No. 323, entitled "An act to enable the trustees of school district No. 35 of the town of Owego, Tioga county, New York, to acquire title to and hold certain lands for cemetery purposes, add thereto by purchase, and have the care, supervision and management thereof," reported in favor of the passage of the same with the following amendment:

Section 1, line 4, strike out the words "said land so set apart as aforesaid," and insert the following: "a certain parcel of land which has been heretofore set apart by Asa Camp for the use of the inhabitants of school district No. 35, of the town of Owego, in the county of Tioga, and its vicinity, and has long been used for the burial of the dead of said district and neighborhood."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 323, printed No. 52, entitled "An act in regard to serving citations upon minors and special guardians," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 396, printed No. 373, entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871," reported in favor of the passage of the same, with the following amendments:

Section 1, line 17, after the word "Steuben" insert the following: "It shall not be lawful for any person to kill or cause to be killed any wild deer in the county of Suffolk, except from the first day of November until the tenth day of November in each year. It shall not be lawful for any person, at any time, to kill or cause to be killed any wild deer while standing, walking, running, swimming or lying down in any of the waters or streams of the county of Suffolk." Same section, strike out all after the word "reside" in line 23.

Add as section 2 the following: "Section 2 of the act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish, passed April 26, 1871, as amended in 1872,' is hereby amended so as to read as follows:

"Section 2. No person shall kill, or expose for sale, or have in his or her possession after the same has been killed, any wild duck, goose or

brant, between the first day of May and the first day of September, nor any wood duck between the first day of January and the first day of September, under a penalty of \$25 for each bird killed or had in possession."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 489, printed No. 456, entitled "An act to authorize the board of supervisors of Putnam to issue bonds to pay its indebtedness to the State," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 528, printed No. 491, entitled "An act to change the name of the Rochester Atheneum, incorporated under and by an act entitled 'An act to incorporate the Rochester Atheneum,' passed February 12, 1830," reported in favor of the passage of the same with the following amendment:

Section 1, line 4, at the end of line add the words "the said corporation."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 526, printed No. 489, entitled "An act in relation to school commissioners' districts and school commissioners, in the county of Cayuga," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 541, printed No. 501, entitled "An act to amend and supplementary to chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Greene county,'" reported in favor of the passage of the same with the following amendments:

Section 2, line 4, after the word "the" (first occurring) add the words "parts of the." Same line, after the word "avenue" insert the words "immediately adjacent thereto."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 543, printed No. 503, entitled "An act to amend 'An act to authorize the trustees of the village of Flushing to issue bonds and raise money for the purchase of a steam fire engine, and for the mapping and establishment of lines and grades for the streets and public places in said village,' passed April 18, 1872," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 427, printed No. 402, entitled "An act to amend chapter 320 of the Laws of 1860, entitled 'An act to incorporate the Schoharie Valley Stock Growers' Association,'" reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 546, printed No. 505, entitled "An act for the removal of certain old burial grounds in the village of Amsterdam, Montgomery county," reported in favor of the passage of the same, with the following amendments:

Section 1, line 8, at the end of section add the word "to," and connect it with section 2.

Section 2, line 4, add at the end of section the words "and to," and connect with section 3.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

By unanimous consent, Mr. J. W. Smith introduced a bill entitled "An act to amend section 1, title 12 of the revised charter of the city of Buffalo, passed April 28, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Donahue introduced a bill entitled "An act for the improvement of Bridge street, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Kirk introduced a bill entitled "An act to incorporate the Daniel O'Connell Mutual Benevolent Irish League of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

By unanimous consent, Mr. Holden introduced a bill entitled "An act relating to the commitment of indigent and pauper insane persons to the State Homeopathic Asylum for the Insane at Middletown," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to authorize the town of Caldwell, in the county of Warren, to issue bonds to raise money to aid in building a court-house and other county buildings, and to provide for the payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. Biglin introduced a bill entitled "An act in relation to the use of the telegraph for public purposes in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Oakley introduced a bill entitled "An act for the relief of the Glendale and East River Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Alberger introduced a bill entitled "An act to amend an act entitled 'An act in relation to the Fireman's Benevolent Association of Buffalo, and to regulate the number of trustees thereof,' passed April 13, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, by unanimous consent, the bill entitled "An act to establish a board for the assessment and equalization of the value of real estate in the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, by unanimous consent, the bill entitled "An act to amend an act entitled 'An act to amend the act entitled An act to authorize the formation of railroad corporations, and to regulate the same, passed April 2, 1850,' passed April 15, 1854," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Wight introduced a bill entitled "An act to amend an act entitled 'An act further to amend the charter of the

village of White Plains, in the county of Westchester,' passed May 6, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Also, by unanimous consent, the bill entitled "An act to provide for the election of town officers and the transaction of town business in the town of Mount Pleasant, in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. G. W. Spencer introduced a bill entitled "An act to provide for the incorporation of the New York State Grange of the Patronage of Husbandry, and councils and granges subordinate thereto," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on agriculture.

By unanimous consent, Mr. Wagstaff introduced a bill entitled "An act to amend chapter 335 of the Laws of 1873 by creating the Croton water department," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Woods introduced a bill entitled "An act to make provision for the regulating and grading and paving and repairing of a portion of Broadway in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Ely introduced a bill entitled "An act to amend an act to authorize the formation of railroad corporations, and to regulate the same," passed April 2, 1850," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to regulate the quality and price of illuminating gas," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

By unanimous consent, Mr. Taylor introduced a bill entitled "An act to authorize the city of Rochester to issue the last three installments of its bonds in aid of the Rochester, Nunda and Pennsylvania Railroad Company, in advance of the terms and conditions specified in the act entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Rochester, Nunda and Pennsylvania Railroad Company, and to take the bonds of the company therefor,' passed April 6, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Cauldwell introduced a bill entitled "An act to consolidate the bonded debt of the late town and of the city of Yonkers, and authorizing the city of New York and city of Yonkers to issue bonds for that purpose," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Hardy introduced a bill entitled "An act for the relief of the Auburn and Cato Plank-road Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

By unanimous consent, Mr. Brown introduced a bill entitled "An act to release the interest of the people of the State of New York, in cer-

tain real estate to John Waters and Catharine Waters," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

By unanimous consent, Mr. McGroarty introduced a bill entitled "An act to amend an act entitled 'An act to authorize the appointment of commissioners to fix the grade and improve sidewalks, and open and improve streets in the town of New Lots, Kings county,' passed April 24, 1872, and known as chapter 349 of the Laws of 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Petty introduced a bill entitled "An act to amend chapter 93 of the Laws of 1863, entitled 'An act authorizing the making of sidewalks, planting shade trees along the highways of this State, other than in cities and incorporated villages,' passed April 7, 1863," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. Allen introduced a bill entitled "An act to amend an act entitled 'An act to authorize the common council of the city of Brooklyn to open and improve Van Cott avenue in said city,' passed April 22, 1870, and all acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, by unanimous consent, a bill entitled "An act to facilitate legal proceedings to enforce existing liabilities of the late Metropolitan fire department," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Prince introduced a bill entitled "An act further to amend chapter 631 of the Laws of 1866, entitled 'An act to provide for the drainage of lands in the town of Flushing, Queens county,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. Blumenthal presented a petition in the matter of the bill to incorporate the Cotton Exchange Trust Company; which was read and referred to the committee on banks.

By unanimous consent, Mr. Wagstaff presented a memorial of members of the bar against the passage of Assembly bill No. 439, relating to appointments of clerks and attendants in the courts of New York; which was read and referred to the committee on the judiciary.

Also, by unanimous consent, two remonstrances of citizens against the extension of the charter of the Gilbert Elevated railroad; which were read and referred to the committee on railroads.

By unanimous consent, Messrs. Allen and Melvin presented a remonstrance of citizens of the city of Brooklyn against the passage of an act authorizing transportation of passengers in the city of Brooklyn and town of Flatbush; which was read and referred to the committee on railroads.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Manley, Int. No. 1116, entitled "An act to charter the village of Salamanca, in the county of Cattaraugus," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to incorporate the village of Sala-

manca, in the county of Cattaraugus," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Bordwell, Int. No. 1071, entitled "An act to amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as relate to the village of Niagara City, in the county of Niagara," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Prince, Int. No. 1012, entitled "An act to amend an act entitled 'An act to provide for supplying the village of Flushing, Queens county, with pure and wholesome water,' passed February 15, 1872," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Hammond, Int. No. 1112, entitled "An act to confirm the election of officers for the village of Phelps, Ontario county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on the affairs of villages, to which was referred the bill introduced by Mr. Wight, Int. No. 1076, entitled "An act to amend chapter 249 of the Laws of 1864, entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of New Rochelle, in the county of Westchester," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

On motion of Mr. Goss, at 2 o'clock and 27 minutes, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN.

The House again met.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act in relation to the acknowledgment and proof of deeds, mortgages and other instruments in writing, and the taking of oaths and affidavits."

"An act in relation to certain assessments for sewers in the city of Brooklyn."

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to amend chapter 71 of the Laws of 1874, entitled 'An act to amend an act passed April 28, 1869, entitled An act for the election of a receiver of taxes and assessments for the town of Cortlandt and village of Peekskill.'"

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bills entitled as follows:

"An act to incorporate the Farmers' and Mechanics' Saving Bank of the village of Medina, county of Orleans."

"An act to authorize the village of Jordan to borrow money upon its corporation notes or bonds to purchase a steam fire engine and necessary fire apparatus for the use of said village, and to levy and collect a tax for the payment of the same."

"An act to enable Long Island City to sell real estate."

"An act relating to the court of general sessions in and for the city and county of New York."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend chapter 440 of the Laws of 1873, entitled 'An act requiring commissioners of highways to act as inspectors of plank-roads and turnpikes,' passed May 8, 1873," with a message informing that they do agree to a committee of conference on said bill, and have appointed Messrs. Kellogg, Madden and Johnson as such committee on their part.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill entitled "An act to amend the charter of the village of Little Falls, New York," with a message informing of concurrence in the passage of the same, with the following amendments:

Section 2, line 2, of engrossed bill, finish the word "amend," by addition of the word "ed."

Section 3, line 25, strike out the word "five," and insert in lieu thereof the word "four." Same line, add "y" to the word "ever."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Law	Shattuck
Alberger	Deane	Leake	Sherwood
Allen	Denniston	Lincoln	Simon
Alvord	Dickson	Lockwood	H. Smith
Bassett	Donahue	Lynde	Snyder
Batcheller	Eastman	Manley	Speaker
Beebe	Ely	Melvin	C. S. Spencer
Beecher	Farrar	E. Miller	Stephens
Bennett	Fish	W. Miller	Stover
Biglin	Foote	Morey	Sunderlin
Blessing	Goss	Oakley	Taylor
Blumenthal	Gregory	Parry	Thorpe
Bordwell	Griffin	Patten	Townsend
Bostwick	Hardy	Persons	Vedder
Braman	Hayes	Petty	Waelner
Brewer	Hilker	Philpot	Wagstaff
Brown	Hoag	S. G. Pope	Weed
Burritt	Holden	Prince	West
Carpenter	Hussey	Quinn	Witbeck

Cauldwell	Johnson	Ryan	Winfield
Chadwick	Jones	Scherman	C. B. Wood
Cleary	Kirk	Schifferdecker	Worth
Comstock	Knapp		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. Speaker then announced the special orders, being the bills entitled as follows :

"An act to abolish the office of superintendent of canal repairs, and to give additional powers to the Canal Commissioners for the more efficient and economical maintenance of the canals of this State."

"An act to regulate the appointment of superintendents of canals, and to define the duties and powers of the Canal Commissioners."

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bills.

And after some time spent therein, Mr. Speaker resumed the chair and Mr. Knapp, from said committee, reported progress on said bills, and asked and obtained leave to sit again.

Mr. Davis moved that the bill entitled "An act to abolish the office of superintendent of canal repairs, and to give additional powers to the Canal Commissioners for the more efficient and economical maintenance of the canals of this State," be made a special order for next Tuesday morning, immediately after reading the journal.

Mr. Beebe moved to amend said motion by striking out the word "Tuesday" and inserting in lieu thereof the word "Thursday."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Davis, as amended, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker then announced the special order, being the bill entitled as follows :

"An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations."

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said bill.

And after some time spent therein Mr. Speaker resumed the chair, and Mr. Lincoln from said committee reported progress on said bill, and asked and obtained leave to sit again.

Mr. Batcheller moved that said bill be made a special order for tomorrow morning immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Deane, the House adjourned at 10 o'clock.

FRIDAY, MARCH 27, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Schlessinger.

On motion of Mr. Hazelton, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act relative to moneyed corporations, other than banks, institutions for savings, and insurance companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to confirm and validate the agreement heretofore made between 'The Society of the Church of the Puritans' and 'The Second Presbyterian Church of Harlem,' to become one organization," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act for the protection of fish in Queechy lake, in Canaan, Columbia county."

"An act to authorize the change of the name of the 'Sixpenny Savings Bank of the city of New York,' to the City Savings Bank of New York."

"An act to amend chapter 235 of the Laws of 1867, entitled 'An act to amend an act entitled An act to consolidate road districts 18 and 19 in the town of Ledyard, in the county of Cayuga, and to provide for the election of path-master in said district.'"

"An act for the relief of the Plank-road Railroad Company, passed April 21, 1866, and amended April 25, 1871."

"An act to incorporate the Evangelical Lutheran Ministerium of the State of New York and adjacent States and countries."

"An act to amend an act entitled 'An act to provide for the appointment of commissioners of deeds in the village of Waterford.'"

"An act to amend the charter of the village of Potsdam."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal at Austin street, in the city of Buffalo, and to provide for the payment thereof."

"An act to enable Maria Pauss, widow of Frederick Pauss, to take and hold real estate, and to release to her the interest and title to land escheated to the State."

"An act to extend the time for the collection of taxes in the towns of North Hempstead and Oyster Bay, in the county of Queens."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase

the two toll-bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869," with a message informing that they had concurred in the passage of the same, with the following amendments :

In line 13, section 1, after the word "maintain" insert the word "and," and after the word "rebuild" strike out the words "in whole or in part." In line 24, section 1, after the word "supervisor" strike out all down to and including the word "dollars" in line 21, and insert the following: "Whenever it shall become necessary to rebuild either of said bridges the said mayor and supervisor are hereby authorized to agree what part of the amount required for such purpose shall be raised by direct tax, and what amount required for such purpose shall be raised by direct tax, and what amount thereof shall be borrowed upon the credit of said town and city; but they are hereby directed to submit the question of collecting such tax and the issuing of such bonds to a vote of the tax payers of said town and city in manner following:

They shall certify under their hands the whole amount required to rebuild such bridge, what part of said amount should in their judgment be raised by direct tax, and what part thereof should be borrowed upon the part of said town and city.

They shall also designate a day not less than two weeks from the first publication of their certificate as hereinafter provided for an election, at such place as they may designate, to decide whether the said bridge shall be rebuilt, and the tax collected and the bonds created to provide the funds necessary for the purpose.

Such certificates and notice shall be published in all the daily papers printed in the city of Binghamton, at least ten consecutive days, Sundays excluded, before said election is held.

One of the inspectors of the town of Binghamton and one of the ward inspectors of the city of Binghamton shall be chosen by said mayor and supervisors to receive and count the votes given at said election, and to certify the result to said mayor and supervisors. Every tax-paying citizen whose name appears upon the last tax roll previous to said election, and none other, shall be entitled to vote thereat.

The ballots given at said election shall be written or printed, "For special tax and bonds," and "Against special tax and bonds."

The polls shall be open from 9 o'clock A. M. to 4 o'clock P. M., and immediately after the closing of the polls two certificates of the result, signed by said inspectors, shall be as soon as possible placed in the hands of said mayor and supervisor respectively, and if it shall appear that there is a majority of ballots for "Special tax and bonds," the said mayor and supervisor shall have power and are hereby authorized to borrow the amount designated to be raised upon the faith of said town and city.

In line 47, section 1, after the word "indebtedness" insert the words: "Shall in no case be sold or negotiated by said mayor and supervisor, or either of them, at less than their par value and accrued interest, and they."

In line 63, section 1, after the word "following" insert the words: "And the amount to be raised by tax shall be certified by said mayor and supervisor to the board of supervisors of the county of Broome, and the said board shall levy and collect the same in the manner herein before provided for the payment of repairs and collection of principal

and interest of bonds mentioned in the second section of this act. This further provides that whenever the bridge known as 'Rock Bottom bridge' needs rebuilding, the question of the location of said bridge shall also be submitted to a vote of the tax payers as hereinbefore provided, for the raising of money by taxation and the issuing of bonds. At the same time and place a separate ballot-box shall be provided, in which shall be deposited the ballots, written or printed, as follows: 'Present site,' or 'Foot of Carroll,' or 'Foot of Exchange street.' The same persons hereinbefore designated shall be entitled to vote, and the same certificate hereinbefore required shall be made, and it shall be the duty of said mayor and supervisor to build said bridge upon the site designated by the greatest number of votes given at said election. It is further provided that no change shall be made in the location of the Susquehanna bridge, but such Susquehanna bridge shall be maintained, and, in case of necessity, rebuilt upon the present site."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Sherwood
Alberger	Denniston	Lynde	Simon
Alvord	Dickson	Mackin	Sloan
Badger	Donahue	Manley	H. Smith
Barrow	Ely	E. Miller	J. W. Smith
Batcheller	Farrar	W. Miller	Snyder
Beecher	Fish	Morey	C. S. Spencer
Bennett	Gregory	Murray	Stacy
Berri	Griffin	Parry	Sullivan
Blessing	Hammond	Patten	Tewksbury
Blumenthal	Hanrahan	Persons	Thorp
Bordwell	Hayes	Petty	Townsend
Bostwick	Herrick	Philpot	Vedder
Braman	Hiller	G. Pope	Waehner
Brewer	Holden	S. G. Pope	Weed
Brown	Houghton	Prince	Whalen
Bulkley	Johnson	Quinn	Witbeck
Burritt	Jones	Sanford	Wight
Cauldwell	Kirk	Scherman	Winfield
Clark	Knapp	Schifferdecker	C. B. Wood
Colahan	Kshinka	Shattuck	P. Woods
Comstock	Landfield		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to amend an act entitled 'An act to provide a charter for the village of Oneida,' passed April 26, 1869."

The Senate returned the bill entitled "An act to incorporate the

Western New York conference of the Methodist Episcopal Church," with a message that they have passed the same, with the following amendments:

Section 3, line 5, after the word "whatsoever" insert the words "subject to all the provisions of laws relating to devises and bequests by last will and testament." Same section, last line, strike out the word "fifty" and insert the words "one hundred."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Law	Schifferdecker
Alberger	Daly	Leake	Sherwood
Allen	Davis	Lincoln	Simon
Alvord	Denniston	Lockwood	H. Smith
Badger	Dickson	Lynde	J. W. Smith
Barrow	Eastman	Manley	Snyder
Batcheller	Farrar	McAfee	Speaker
Beebe	Fish	McQueen	C. S. Spencer
Beecher	Foots	Melvin	Stacy
Bennett	Goss	E. Miller	Stephens
Berri	Gregory	W. Miller	Sullivan
Biglin	Gurnee	Morey	Sunderlin
Bordwell	Hammond	Murray	Tewksbury
Bostwick	Hardy	Nice	Thorp
Braman	Healey	O'Callaghan	Townsend
Brewer	Hiller	Parry	Vedder
Burritt	Holden	Persons	Wagstaff
Carpenter	Houghton	Petty	West
Cauldwell	Johnson	Philpot	Witbeck
Chadwick	Jones,	G. Pope	Wight
Clark	Kirk	Prince	C. B. Wood
Colahan	Knapp	Quinn	Worth
Comstock	Landfield	Scherman	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Pursuant to previous order of the House the bill entitled "An act to extend the time for the collection of taxes in the town of Catskill, in the county of Greene," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Kirk	Scherman
Alberger	Colahan	Landfield	Schifferdecker

Allen	Coughlin	Lawrence	Sherwood
Alvord	Daly	Leake	Simon
Badger	Deane	Lincoln	H. Smith
Bassett	Dickson	Lynde	Snyder
Batcheller	Donahue	Manley	C. S. Spencer
Beebe	Ely	McAfee	Stacy
Beecher	Farrar	McQueen	Stover
Bennett	Footte	E. Miller	Sunderlin
Berri	Goss	W. Miller	Tewksbury
Biglin	Griffin	Nice	Thorp
Blessing	Hammond	Oakley	Vedder
Bordwell	Hanrahan	Parry	Wachner
Bostwick	Hayes	Patten	Weed
Braman	Healey	Persons	Whalen
Brown	Herrick	Petty	Witbeck
Burritt	Hoag	Phillips	Wight
Carpenter	Houghton	G. Pope	C. B. Wood
Cauldwell	Hussey	Prince	P. Woods
Clark	Johnson	Sanford	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Beecher offered for the consideration of the House a resolution, in the words following :

Resolved, That 2,000 extra copies of the report of the Fish Commissioners be printed for the use of the Commissioners, and 500 for the use of the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

By unanimous consent, Mr. Beecher offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That 2,500 copies of the twentieth annual report of the Superintendent of Public Instruction, in the usual form, 1,000 of which to be bound in cloth, be printed for distribution by that officer ; one copy also for each school district and school commissioner in the State, and 500 copies to be bound in cloth for the use of the Legislature.

Ordered, That said resolution be referred to the committee on public printing.

By unanimous consent, on motion of Mr. Wight, the bill entitled "An act to authorize the New York Elevated Railroad Company to extend its railroad in the city of New York, and to regulate the construction, operation and management thereof," was recommitted to the committee on railroads, retaining its place on the calendar of third reading of bills.

Mr. Prince, from the committee on the judiciary, reported the Senate bill entitled "An act providing for the appointment of additional notaries public," as previously directed by the House.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 02 }

Those who voted in the affirmative, were

Abeel	Davis	Lynde	H. Smith
Alberger	Eastman	Mackin	J. W. Smith
Alvord	Ely	Manley	Snyder
Badger	Farrar	McGroarty	C. S. Spencer
Beebe	Fish	McQueen	Stacy
Beecher	Footé	E. Miller	Stover
Bennett	Goss	W. Miller	Sullivan
Biglin	Gregory	Morey	Sunderlin
Blumenthal	Gurnee	Nice	Tewksbury
Bordwell	Hanrahan	Persons	Thorp
Brown	Hardy	Petty	Townsend
Bulkley	Hazelton	Philpot	Vedder
Burritt	Hiller	S. G. Pope	Weed
Carpenter	Hoag	Quinn	West
Cauldwell	Houghton	Sanford	Whalen
Chadwick	Hussey	Scherman	Witbeck
Clark	Jones	Schifferdecker	Wight
Cleary	Kirk	Shattuck	Winfield
Colahan	Leake	Sherwood	P. Woods
Comstock	Lincoln	Sloan	Worth

Those who voted in the negative, were

Batcheller Prince

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act in reference to the cemetery in the village of Herkimer."

"An act in relation to the application of highway assessments of corporations in the town of Glenville, Schenectady county."

"An act to provide for the liquidation, funding and payment of the debts of the town of Newtown, in Queens county, as apportioned between Long Island City and the town of Newtown."

"An act for the relief of persons assessed for the building of a main sewer in Third avenue, in the city of Brooklyn, and the lateral drains and sewers connected therewith."

"An act to punish persons personating members of the police department of the city of New York."

"An act to facilitate the removal of the remains of bodies interred in ancient and disused burial plots, in the town of Springwater, in the county of Livingston, and town of Canadice, in the county of Ontario."

"An act to enable the trustees of school district No. 35 of the town of Owego, Tioga county, New York, to acquire title to, and hold certain lands for cemetery purposes, add thereto by purchase, and have the care, supervision and management thereof."

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 28, 1871."

"An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State."

"An act to change the name of the Rochester Athenæum, incorporated under and by an act entitled 'An act to incorporate the Rochester Athenæum,' passed February 12, 1830."

"An act in relation to school commissioners' districts and school commissioners in the county of Cayuga."

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Batcheller moved to lay said order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker then announced the special order, being the bill entitled as follows:

"An act making appropriation for certain expenses of government, and supplying deficiencies in former appropriations."

The House then resolved itself into a committee of the whole on said bill, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Lincoln, from said committee, reported progress on the same, and asked and obtained leave to sit again.

Mr. Batcheller moved that when the House adjourn it be to meet at 3 o'clock, to hold a session until 5 o'clock.

Mr. C. S. Spencer moved to amend so as to read "That when the House adjourn to-day it be to meet on Monday evening at 7½ o'clock."

Mr. Waehner moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

{ AYES 63 }
{ NOES 50 }

Those who voted in the affirmative, were

Abeel	Deane	McAfee	Snyder
Allen	Denniston	McGroarty	C. S. Spencer
Barrow	Donahue	Murray	Stephens
Beebe	Eastman	Nice	Stover
Bennett	Foote	Oakley	Sullivan
Berri	Griffin	O'Callaghan	Tewksbury
Biglin	Gurnee	Patten	Townsend
Blessing	Hayes	Petty	Waehner
Bulkley	Healey	Philpot	Wagstaff
Cauldwell	Hiller	G. Pope	West
Cleary	Hoag	Quinn	Witbeck
Coffey	Houghton	Ryan	Winfield
Colahan	Kirk	Schifferdecker	C. B. Wood
Comstock	Knapp	Shattuck	P. Woods
Coughlin	Kshinka	Simon	Worth
Daly	Lawrence	J. W. Smith	

Those who voted in the negative, were

Alberger	Ely	Lincoln	Prince
Alvord	Farrar	Lynde	Sherwood
Badger	Fish	Mackin	Sloan

Batcheller	Goss	McQueen	H. Smith
Beecher	Gregory	Melvin	Speaker
Blumenthal	Hammond	E. Miller	Stacy
Bordwell	Hardy	W. Miller	Sunderlin
Bostwick	Hazelton	Morey	Taylor
Braman	Holden	Parry	Thorp
Brown	Hussey	Persons	Vedder
Burritt	Johnson	Phillips	Weed
Clark	Jones	S. G. Pope	Wight
Dickson	Landfield		

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Batcheller, as amended, and it was determined in the affirmative.

{ AYES 61 }
{ NOES 52 }

Those who voted in the affirmative, were

Abeel	Denniston	Leake	Snyder
Allen	Donahue	McAfee	C. S. Spencer
Beebe	Eastman	McGroarty	G. W. Spencer
Bennett	Ely	Murray	Stephens
Berri	Foote	Oakley	Stover
Biglin	Griffin	O'Callaghan	Sullivan
Blessing	Gurnee	Patten	Tewksbury
Bulkley	Hayes	Petty	Townsend
Cauldwell	Healey	Philpot	Waehner
Cleary	Hiller	G. Pope	Wagstaff
Coffey	Hoag	Quinn	Witbeck
Colahan	Kirk	Ryan	Winfield
Comstock	Knapp	Shattuck	C. B. Wood
Coughlin	Kshinka	Simon	P. Woods
Daly	Lawrence	J. W. Smith	Worth
Deane			

Those who voted in the negative, were

Alberger	Dickson	Landfield	Prince
Alvord	Farrar	Lincoln	Schifferdecker
Badger	Fish	Lynde	Sherwood
Barrow	Goss	Mackin	Sloan
Batcheller	Gregory	McQueen	H. Smith
Beecher	Hammond	Melvin	Speaker
Blumenthal	Hardy	E. Miller	Stacy
Bordwell	Hazelton	W. Miller	Sunderlin
Bostwick	Holden	Morey	Taylor
Braman	Houghton	Parry	Vedder
Brown	Hussey	Persons	Weed
Burritt	Johnson	Phillips	West
Clark	Jones	S. G. Pope	Wight

A message from the Senate was received and read, requesting the concurrence of the Assembly in the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to his Excellency the Governor, requesting the return to the Senate

of the Senate bill not printed, changing the name of Adolph Rindskopf, for amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to extend the time for the collection of taxes in the town of Catskill, Greene county."

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Worth, at 2 o'clock the House adjourned.

MONDAY, MARCH 30, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Schlessinger.

On motion of Mr. Prince, and by unanimous consent, the reading of the journal of Friday, March 27, was dispensed with.

Mr. Speaker announced the order of business, third reading of bills.

Mr. Prince moved to lay said order of business upon the table for the purpose of taking up the orders of business "presentation of bills" and "reports of committees."

Mr. Alberger moved to amend by adding at the end thereof, "and the regular order of business."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Prince, as amended, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Hardy introduced a bill entitled "An act to release the title and interest of the people of the State of New York in and to certain real estate of which Henry Doyle, late of the city of Auburn, in the State of New York, died seized, to Bridget Doyle, his wife," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on petitions of aliens.

Mr. Farrar introduced a bill entitled "An act to amend the general school law," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Foote introduced a bill entitled "An act to enable the town of Sardinia, Erie county, to raise money to build a town hall," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Alberger introduced a bill entitled "An act to amend an act entitled 'An act to empower the board of water commissioners of the city of Buffalo, together with the common council of said city, to establish or designate public hydrants in said city, and providing for the appointment of water commissioners in said city,' passed June 25, 1873," which

was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to incorporate the Niagara River Transit Company, and to authorize said company to construct a bridge or tunnel," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. McGroarty introduced a bill entitled "An act to amend an act entitled 'An act amending chapter 837, Laws of 1868, and chapter 623, Laws of 1869, in reference to laying out, opening and continuing Bushwick avenue, in the town of New Lots, Kings county,' passed May 21, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Melvin introduced a bill entitled "An act to authorize the construction of a railroad from the Hamilton Ferry to Greenwood Cemetery in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Burritt introduced a bill entitled "An act to release to Miles Perry and his legal representatives the title and interest of the people of the State of New York in certain real estate in the town of Riga and county of Monroe," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Chadwick introduced a bill entitled "An act to establish a board of police and fire commissioners of the city of Utica," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Alvord introduced a bill entitled "An act to amend the charter of the International Exchange and Agency Company of New York, incorporated by chapter 684 of the Laws of 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Fish introduced a bill entitled "An act to incorporate the Randall Steamship Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Prince introduced a bill entitled "An act to provide for grading and macadamizing the highway known as Broadway, in the town of Flushing, Queens county, and for keeping the same in repair," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Eastman introduced a bill entitled "An act to amend an act entitled 'An act authorizing the construction of a railroad through certain streets in the city of Poughkeepsie, and through certain streets or roads in the town of Poughkeepsie, county of Dutchess,' passed April 4, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Also, the bill entitled "An act to confirm the re-organization of the First Universalist Society of Marshall, New York, and to authorize the trustees of said society to sell and convey real estate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, the bill entitled "An act to incorporate the Social Turnverein of the city of Poughkeepsie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Also, the bill entitled "An act to amend the charter of the city of Poughkeepsie and to consolidate with it other acts relating to said city, and to the water commissioners and commissioners of the alms-house," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Davis introduced a bill entitled "An act to amend 'An act to revise, amend and consolidate the several acts in relation to the village of Salem, in the county of Washington,' passed April 17, 1851, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Braman introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the village of Green Island and for other purposes,' passed May 12, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Badger introduced a bill entitled "An act to provide for the building of a town house in the town of Bombay, in the county of Franklin," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Bennett introduced a bill entitled "An act to amend an act entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings and other improvements on land in the counties of Kings and Queens,' passed April 24, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. C. S. Spencer introduced a bill entitled "An act to determine the amount to be paid by the city of New York for certain property and water rights and privileges taken or used to increase the supply of pure and wholesome water for said city, and provide for the payment of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act in relation to the interpreter of the criminal courts in and for the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Speaker introduced a bill entitled "An act to amend the charter of the Mutual Fire Insurance Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Also, the bill entitled "An act to amend an act amendatory of the act defining the duties of appraisers appointed to assess damages in laying out new roads or widening of roads in the town of Ossining, Westchester county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to consolidate the New York Homœopathic Surgical Hospital of the city of New York with the Hahnemann Hospital of the city of New York," which was read the first time, and

by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Hayes introduced a bill entitled "An act to provide for the support and maintenance of prisoners confined upon civil process," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Pope introduced a bill entitled "An act to amend chapter 400 of the Laws of 1872, entitled 'An act to incorporate the Oswegatchie Bridge Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. Speaker introduced a bill entitled "An act to amend an act entitled 'An act to provide for the enrollment of the militia, for the organization of the National Guard of the State of New York and for the public defense, and entitled the Military Code,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on militia.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Griffin, Int. No. 864, entitled "An act to aid in the construction of the Delhi and Middletown railroad," reported adversely thereto.

Mr. Griffin moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Griffin, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 832, entitled "An act to amend 'An act entitled An act exempting from taxation real estate owned by the House of Rest for Consumptives,'" reported adversely thereto, which report was agreed to.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. McQueen, Int. No. 1036, entitled "An act to authorize the construction of fishways in the Hudson and Mohawk rivers," reported the same for the consideration of the House, with amendments, and the title amended so as to read, "An act to authorize the construction of fishways in the Mohawk river," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Alvord, Int. No. 1093, entitled "An act in relation to the exemption from taxation of the real and personal estate belonging to any educational, religious or charitable corporation or association of this State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Speaker, Int. No. 947, entitled "An act to amend an act entitled 'An act for the relief of the surviving members of the First Regiment of New York Volunteers who served in the war with Mexico,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller, from the committee on ways and means, to which was

referred the bill introduced by Mr. Alvord, Int. No. 749, entitled "An act to create and preserve a public forest, to be known as the Adirondack Park," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller dissenting.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Murray, Int. No. 420, entitled "An act to provide for the better regulation of pawnbrokers, dealers in old gold and silver, or other jewelry, and keepers of intelligence offices, within the city of New York," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Beecher, Int. No. 252, entitled "An act to relieve witnesses from giving security to answer for their appearance to testify and to provide for taking their testimony to be used on certain conditions," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. C. S. Spencer, Int. No. 516, entitled "An act to provide for the furnishing by hotel and inn keepers of a means of escaping in case of fire," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Barrow, Int. No. 1073, entitled "An act to empower the judge of the county court of Onondaga county to employ a stenographer," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to authorize the boards of supervisors of the several counties of the State to employ stenographic reporters for the county court and courts of sessions," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Alvord, Int. No. 747, entitled "An act requiring the trustees of school districts to give certain notices to corporations in regard to taxation for school purposes," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Brewer, Int. No. 1081, entitled "An act to confirm the official acts of Philander H. Wellman, a justice of the peace of the town of Harmony, in the county of Chautauqua," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. C. S. Spencer, Int. No. 945, entitled "An act relative to lands erroneously assessed and taxed in and with the lands of other owners," reported in favor of the passage of the same, with amendments, and the title amended so as to read, "An act relative to lands assessed and taxed with the lands of other owners," which report was agreed to, and said bill committed to the committee of the whole.

referred the bill introduced by Mr. McGroarty, Int. No. 1132, entitled "An act to amend an act entitled 'An act to provide for the improvement of Park avenue, from Clinton avenue to Broadway, in the city of Brooklyn, and to repeal an act heretofore passed for the improvement of Park avenue, from Clinton avenue to Broadway, and from Hudson avenue to Bridge street, in the city of Brooklyn,' passed June 28, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Blessing, Int. No. 665, entitled "An act to appoint commissioners to determine the claim of Jeremiah Cronley against the city of New York," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Blumenthal, Int. No. 406, entitled "An act to incorporate the Salt Water Supply Company of the city of New York," reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Melvin, Int. No. 921, entitled "An act to provide for the planting of trees on the streets of the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McAfee, Int. No. 459, entitled "An act to provide for the surveying, laying out and monumenting of certain portions of the city and county of New York, and to provide means therefor," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Oakley, Int. No. 1111, entitled "An act to provide for and improvements in and adjoining the First ward in Long Island of supervision," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Sloan, Int. No. 1089, entitled "An act to authorize the common council of the city of Oswego to borrow money and to raise by tax upon the real and personal property in said city, in the year 1874, a sum sufficient to repay the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Braman, Int. No. 957, entitled "An act to authorize the city of Albany to construct gas works and manufacture gas in the city of Albany," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Taylor, Int. No. 663, entitled "An act to amend an act entitled 'An act in relation to the location and erection of public buildings for the use of the city of Rochester,' passed April 12, 1872," reported in favor of the passage of the same, which

report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McQueen, Int. No. 918, entitled "An act to amend an act entitled 'An act to organize and establish a police for the city of Schenectady,' passed April 15, 1870," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. 791, entitled "An act to amend an act entitled 'An act for the improvement of the city of Brooklyn,' passed April 17, 1866, and of all acts supplemental thereto," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McQueen, Int. No. 885, entitled "An act to abolish the office of recorder in the city of Schenectady, and to enable the common council of said city to elect a presiding officer, and for other purposes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McAfee, Int. No. 1092, entitled "An act in relation to the Croton aqueduct in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. O'Callaghan, Int. No. 1108, entitled "An act to alter the map or plan of the city of New York by widening One Hundred and Thirtieth street," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Taylor, Int. No. 900, entitled "An act to authorize the city of Rochester to extend its drainage and sewerage beyond the city limits," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Taylor, Int. No. 1049, entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the charter of the city of Rochester,' passed the 8th of April, 1861, and the several acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Biglin, Int. No. 836, entitled "An act to provide for the transmission of letters, parcels, packages, mails, messages, merchandise and property between the city of New York and the villages, towns and cities in the vicinity thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Taylor, Int. No. 991, entitled "An

act to authorize the common council of the city of Rochester to construct gas works for said city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Worth, Int. No. 472, entitled "An act to alter the commissioner's map of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Waehner, Int. No. 669, entitled "An act for the relief of Christian A. Nawert," reported adversely thereto.

Mr. Waehner moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so committed.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 94, entitled "An act to legalize and confirm all laws, ordinances and resolutions heretofore passed by the common council of the city of Albany, and approved by the mayor thereof, directing or authorizing the constructing or building of any drain or sewer, together with the contracts made or entered into thereunder by said common council or the board of contract and apportionment of said city, to provide for the taking and acquiring of real estate and appurtenances for the purpose of constructing, building or maintaining any drain or sewer built or to be built or constructed, assessing the damages and recompense of the owner or owners thereof, and for the apportionment and assessment of such damages and recompense, and the expense of building and constructing such drain or sewer, with the incidental expenses attending the same, and for the enforcing and collecting of such apportionments and assessments," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 117, entitled "An act to amend an act entitled 'An act in relation to the location and erection of public buildings for the use of Erie county and the city of Buffalo,' passed April 21, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 101, entitled "An act to amend an act entitled 'An act to determine a plan of grades for certain streets and avenues in the town of New Utrecht,' passed June 28, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 98, entitled "An act to enable the common council of the city of Yonkers to construct a police station-house," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 107, entitled "An act to authorize the city of Utica to provide a building for fire department purposes, and

borrow and disburse money to pay for the same," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 102, entitled "An act to amend an act passed May 1, 1873, entitled 'An act to lay out, open and grade Eighty-sixth street, in the towns of New Utrecht and Gravesend, in the county of Kings,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 122, entitled "An act relating to the grade of that portion of Water street in the city of Auburn, in front of the new armory in said city," reported in favor of the passage of the same which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill introduced by Mr. Mackin, Int. No. 750, entitled "An act for the relief of William Baxter and David Dobbins," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Alvord, from the committee on canals, to which was referred the bill introduced by Mr. McQueen, Int. No. 951, entitled "An act to authorize the Canal Appraisers to examine the claim of the heirs of John B. Sanders, deceased, for damages sustained in consequence of the erection of a dam on the Mohawk river," reported adversely thereto, which report was agreed to.

Mr. Hazelton, from the committee on canals, to which was referred the Senate bill introduced by Mr. Lord, Int. No. 115, entitled "An act to authorize the Canal Commissioners to build a road or street bridge over the Erie canal on Goodman street, at the east boundary line of the city of Rochester," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hazelton, from the committee on canals, to which was referred the Senate bill introduced by Mr. Lord, Int. No. 110, entitled "An act to authorize the Canal Commissioners to build a road bridge over the Erie canal in the town of Gates, in the county of Monroe," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hazelton, from the committee on canals, to which was referred the Senate bill introduced by Mr. Lowery, Int. No. 206, entitled "An act to authorize the construction of a foot bridge over the Erie canal on Mohawk street, in the city of Utica, New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Burritt, Int. No. 1070, entitled "An act authorizing a ferry across the Genesee river, and to incorporate a company therefor," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mackin, from the committee on railroads, to which was referred the bill introduced by Mr. Berri, Int. No. 942, entitled "An act to regu-

late the time of running of street cars in the city of Brooklyn," reported adversely thereto, which report was agreed to.

Mr. Mackin, from the committee on railroads, to which was referred the bill introduced by Mr. Dickson, Int. No. 884, entitled "An act to regulate fare on the Lansingburgh and Troy Steam Railroad," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mackin, from the committee on railroads, to which was referred the bill introduced by Mr. Coffey, Int. No. 723, entitled "An act authorizing the Brooklyn Crosstown Railroad Company to extend its tracks through certain streets in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mackin, from the committee on railroads, to which was referred the bill introduced by Mr. O'Callaghan, Int. No. 667, entitled "An act to require the Eighth Avenue Railroad Company to extend its railroad route in the city of New York, and to regulate the use and operation of the railroad of said company," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stover, from the committee on railroads, to which was referred the bill introduced by Mr. Worth, Int. No. 968, entitled "An act for the relief of Cypress Hills and East River Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stover, from the committee on railroads, to which was referred the bill introduced by Mr. McGroarty, Int. No. 654, entitled "An act in relation to the Brooklyn, Winfield and Newtown Railway Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, presented a report in writing in the words following:

To the Assembly:

The committee on railroads, to which were referred several bills providing, in one way and another, for the construction of rapid transit railroads in the city of New York, by or under commissions, respectfully report that your committee do not and cannot sanction the construction of rapid transit roads, by the city of New York, as desired by some of the projectors of the commission bills.

Your committee are of the opinion that no commission can be provided that will construct a rapid transit road, unless built by the city; that, from the laws governing the expenditure of money, capitalists will not put their money into the hands of commissions to be expended for them; but that the persons who furnish the capital for the construction of such roads, from the nature of things, will demand that they not only have a voice in its expenditure, but will desire a voice in its control, and that for this reason if for no other money cannot be raised for the construction of rapid transit roads upon any such plan. Your committee, having these views, would be inclined to report adversely upon bills of this character. Nevertheless, as many of the members of your honorable body differ with your committee upon this question, your committee have determined to report all bills before them providing for

commissions for the construction of rapid transit roads in the city of New York for the consideration of the House, to the end that a full discussion of the same may be had in the House.

C. S. LINCOLN,
J. B. MOREY,
A. DENNISTON,
JAMES MACKIN,
MARTIN L. STOVER,

SMITH M. WEED,
S. D. STEPHENS, JR.,
J. B. LANDFIELD,
G. W. CHADWICK.

March 27th, 1874.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 996, entitled "An act to incorporate the New York Quick Transit Company," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 729, entitled "An act to incorporate the People's Railroad Company, for the purpose of providing rapid transit of persons and United States mail in the city and county of New York," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Mackin, Int. No. 728, entitled "An act to provide rapid transit for the city of New York," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Davis, Int. No. 525, entitled "An act to prohibit the issuing of passes by railroad corporations, their officers, agents or employes, in this State," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Eastman, Int. No. 373, entitled "An act to provide the city and county of New York with rapid transit for passengers and freight and postal service," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Eastman, Int. No. 777, entitled "An act to provide the city and county of New York with a railway system of rapid transit of passengers, freight and mails, reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Clark, Int. No. 955, entitled "An act requiring the highway taxes of the Ontario Iron Company, in the town of Ontario, Wayne county, and of the Lake Ontario Shore Railroad Company through the same town, to be applied to the construction and repairs of the roads and bridges of said town," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was

referred the bill introduced by Mr. Stephens, Int. No. 1095, entitled "An act to amend an act entitled 'An act to create a separate road district in the town of Middletown, county of Richmond,' passed April 25, 1866," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on roads and bridges be discharged from the further consideration of the bill entitled "An act to provide for the repairs of the bridge over the Allegany river, on the Allegany Reservation, at Vandalia," and that the same be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Sloan, from the committee on insurance, to which was referred the bill introduced by Mr. Barrow, Int. No. 937, entitled "An act to provide security against extraordinary conflagrations, and for the creation of safety funds by fire insurance companies," reported in favor of the passage of the same, with amendment, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Sloan, from the committee on insurance, to which was referred the Senate bill, Int. No. 87, entitled "An act to amend chapter 561 of the Laws of 1873, entitled 'An act to amend chapter 739 of the Laws of 1857, authorizing the formation of town insurance companies,'" reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the Senate bill, Int. No. 119, entitled "An act to amend the charter of the village of Horseheads, Chemung county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Barrow, Int. No. 1009, entitled "An act to protect the fisheries of Cross lake, in the county of Onondaga, State of New York; also, of Clyde and Seneca rivers, in counties of Wayne and Cayuga," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Nice, Int. No. 1083, entitled "An act to amend an act entitled 'An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Foote, Int. No. 390, entitled "An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Nice, Int. No. 911, entitled "An act to fix the time and place of holding the annual town meeting in the town of Clarence, in the county of Erie," reported in favor of the passage of

the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Berri, Int. No. 969, entitled "An act to amend an act entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Wight, Int. No. 1075, entitled "An act to amend chapter 195 of the Laws of 1868, entitled 'An act to provide for the draining of certain swamp lands in the town of New Rochelle, in the county of Westchester,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Wight, Int. No. 1100, entitled "An act to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the several towns of the county of Westchester," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the Senate bill, Int. No. 95, entitled "An act to create a board of excise in the several towns of this State," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. G. W. Spencer, Int. No. , entitled "An act to amend section 2 of chapter 721, Laws of 1871," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 1054, entitled "An act to incorporate the Harlem Safe Deposit Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill introduced by Mr. Oakley, Int. No. 980, entitled "An act to incorporate the Newtown Savings Bank," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 1080, entitled "An act to amend an act entitled 'An act to incorporate the New York Coal Exchange, and to confer certain powers upon it,' passed June 13, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the Senate bill, Int. No. 89, entitled "An act to incorporate the Seneca County Savings Bank, of Waterloo, Seneca county, New York," reported

in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the Senate bill, Int. No. 73, entitled "An act to amend chapter 577 of the Laws of 1873, as amended by chapter 639, Laws of 1873, relative to the designation of the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act designating the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes," which report was agreed to.

On motion of Mr. Burritt, and by unanimous consent, said bill was committed to the first committee of the whole not full.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Snyder, Int. No. 720, entitled "An act to incorporate the Hirsch Benevolent Association of the city of Kingston," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Brewer, Int. No. 1066, "An act to incorporate the Grand Lodge of the Ancient Order of United Workmen of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. S. G. Pope, Int. No. 577, entitled "An act to incorporate the Catholic Benevolent Society of the city of Ogdensburg," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. G. Pope, Int. No. 1059, entitled "An act to incorporate the St. Patrick Benevolent Society of the village of Ausable Forks," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Catholic Union of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on petitions of aliens be discharged from the further consideration of the bill introduced by Mr. Jones, Int. No. 1028, entitled "An act to release the estate, title and interest of the people of the State of New York, in and to the real estate of which Daniel McRae, late of the town of Forrestport, Oneida county, died seized to William Skillen, and that the same be referred to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the Senate bill introduced by Mr. Gross, Int. No. 103, entitled "An act to release the interest of the State of New York in and to certain real estate of which George H. Hanson died seized or possessed," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on petitions of aliens be discharged from the further consideration of the bill introduced by Mr. Tewksbury, Int. No. 1060, entitled "An act to release the title and interest of the people of the State of New York to certain real estate situate in the town of Warsaw, to the Wyoming County Agricultural Society," and that said bill be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 835, entitled "An act to open the College of the city of New York to all male persons who shall pass the preliminary examination for admission therein," reported adversely thereto, which report was agreed to.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Prince, Int. No. 860, entitled "An act authorizing school commissioners' districts to form township school districts," reported adversely thereto, which report was agreed to.

Mr. Bulkley, from the committee on public health, to which was referred the bill introduced by Mr. Melvin, Int. No. 905, entitled "An act for the protection of life," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Vedder, from the committee on local and special laws, to which was referred the bill introduced by Mr. Cleary, Int. No. 110, entitled "An act to incorporate the Missionary Society of St. Joseph in the city of Troy, New York," reported adversely thereto, which report was agreed to.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to his Excellency the Governor, requesting the return to the Senate of the bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor and provide for the payment thereof," for amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing that the Assembly have passed the same.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Bennett, Int. No. 244, entitled "An act to reduce rates of ferriage on certain ferry routes between the cities of New York and Brooklyn, and to establish rates of ferriage thereon, and regulate the running of said ferries," reported adversely thereto.

Mr. Colahan moved to disagree with said report, and that said bill be committed to the committee of the whole.

Debate was had thereon, when

Mr. Alvord moved that said question lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the negative.

{ AYES 10 }
{ NOES 53 }

Those who voted in the affirmative, were

Alvord	Blessing	Coughlin	Sherwood
Batcheller	Brown	Jones	H. Smith
Biglin	Chadwick		

Those who voted in the negative, were

Alberger	Davis	Houghton	G. Pope
Bennett	Dickson	Hussey	S. G. Pope
Berri	Donahue	Kirk	Prince
Bordwell	Eastman	Kshinka	Ryan
Bostwick	Farrar	McGroarty	Schifferdecker
Brewer	Fish	Melvin	Simon
Bulkley	Griffin	E. Miller	C. S. Spencer
Carpenter	Hammond	Murray	Stacy
Cauldwell	Hardy	O'Callaghan	Sullivan
Clark	Hazelton	Parry	Thorp
Cleary	Hiller	Persons	Wahner
Coffey	Hoag	Phillips	Winfield
Colahan	Holden	Philpot	C. B. Wood
Daly			

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Colahan, and it was determined in the affirmative.

{ AYES 45 }
{ NOES 34 }

Those who voted in the affirmative, were

Alberger	Daly	Lincoln	Prince
Bennett	Davis	McAfee	Ryan
Berri	Dickson	McGroarty	Simon
Bostwick	Donahue	Melvin	Sloan
Brewer	Farrar	Murray	H. Smith
Brown	Fish	O'Callaghan	C. S. Spencer
Carpenter	Hammond	Patten	Stacy
Cauldwell	Holden	Persons	Sullivan
Clark	Houghton	Phillips	Sunderlin
Cleary	Kirk	G. Pope	Thorp
Coffey	Kshinka	S. G. Pope	Wahner
Colahan			

Those who voted in the negative, were

Alvord	Ely	Landfield	Schifferdecker
Biglin	Foote	Lawrence	Sherwood
Bordwell	Griffin	Mackin	J. W. Smith
Bulkley	Hardy	McQueen	Snyder

Burritt	Hazelton	E. Miller	Taylor
Chadwick	Healey	Parry	Townsend
Comstock	Hiller	Petty	Winfield
Coughlin	Hussey	Philpot	C. B. Wood
Denniston	Jones		

Said bill was so committed.

Mr. S. G. Pope, from the committee on commerce and navigation, presented a minority report of said committee on the bill entitled "An act to reduce rates of ferriage on certain ferry routes between the cities of New York and Brooklyn, and to establish rates of ferriage thereon, and to regulate the running of said ferries," which was laid upon the table and ordered printed.

(See Doc. No. 111.)

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Nice, Int. No. 1067, entitled "An act to incorporate the Niagara Grand Island Bridge Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 938, entitled "An act to incorporate the South American Trading Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Fish, Int. No. 1127, entitled "An act to authorize David MacGuire to erect a dock or wharf in the Hudson river, in the town of Garrison, adjoining his lands," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Oakley, Int. No. 1105, entitled "An act authorizing Louis Hammel to build a dock in the waters of Jamaica bay, town of Hempstead, Queens county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Oakley, Int. No. 1104, entitled "An act authorizing James McCarty and others to build docks and establish a ferry in the public waters in the town of Hempstead, county of Queens," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Witbeck, Int. No. 186, entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at Albany,' passed April 9, 1856, and the several acts amending the same," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was recommitted the bill introduced by Mr. Braman, Int. No. 965, entitled "An act to amend an act entitled 'An act to regulate the ferries between the city of Troy and the village of West Troy,' passed April

15, 1854," reported in favor of the passage of the same, which report was agreed to, and said bill recommitted to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the Senate bill, Int. No. 64, entitled "An act to amend 'An act to establish regulations for the port of New York,' passed April 16, 1857," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the Senate bill, Int. No. 57, entitled "An act authorizing Ermina O. Goodwin to continue a ferry across Seneca lake," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Batcheller moved to lay the pending order of business upon the table, for the purpose of proceeding in committee of the whole to the consideration of the supply bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bill entitled as follows:

"An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lincoln, from said committee, reported progress on said bill, and asked and obtained leave to sit again.

Mr. Batcheller moved that the House do now adjourn, to meet tomorrow morning at 10 o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at 11 o'clock and 16 minutes, the House adjourned.

TUESDAY, MARCH 31, 1874.

The House met pursuant to adjournment.

[Mr. Prince in the chair.]

No clergyman present.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Batcheller moved to lay said order of business on the table, for the purpose of proceeding in committee of the whole to the consideration of the supply bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bill entitled as follows:

"An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lincoln, from said committee, reported progress on said bill, and asked leave to sit again.

The question being on granting leave,

Mr. Batcheller moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. C. S. Spencer moved to amend the report of the committee, by inserting after line 871, as follows, the same having been offered in committee of the whole:

"For John Swinburne, late health officer of the port of New York, the sum of ninety thousand dollars, being in full for moneys paid out and disbursed by him for the period of six years, from 1864 to 1870, inclusive, at fifteen thousand dollars per annum, for expenses of running a steamboat for quarantine purposes, for boarding vessels, transporting the sick and burying the dead, during his said term of office, and the said sum is hereby audited, ascertained, determined and allowed as due to him."

Pending the question,

Mr. C. S. Spencer moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at 2 o'clock and 20 minutes, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN O'CLOCK.

The House again met.

Mr. Speaker stated the pending question, at the hour of adjournment of the morning session, to be upon the motion of Mr. C. S. Spencer to amend the report of the committee of the whole by inserting after line 871 the item relative to the claim of John Swinburne.

Mr. Beebe then moved that the House proceed in committee of the whole to the further consideration of the supply bill.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

{ AYES 55 }
{ NOES 30 }

Those who voted in the affirmative, were

Abeel	Hanrahan	Leake	Simon
Alberger	Hardy	Lincoln	J. W. Smith
Beecher	Hazelton	Manley	Snyder
Blessing	Healey	Melvin	C. S. Spencer
Bulkley	Herrick	Murray	G. W. Spencer
Carpenter	Hiller	Nice	Taylor
Coffey	Hoag	Oakley	Thorp

Dickson	Holden	Patten	Townsend
Donahue	Houghton	Petty	Vedder
Ely	Hussey	Philpot	Witbeck
Foote	Kirk	Ryan	Winfield
Goss	Kshinka	Scherman	C. B. Wood
Griffin	Landfield	Schifferdecker	P. Woods
Gurnee	Lawrence	Shattuck	

Those who voted in the negative, were

Allen	Brewer	Farrar	Sanford
Alvord	Chadwick	Johnson	Sherwood
Barrow	Clark	Lynde	Sloan
Bassett	Comstock	W. Miller	H. Smith
Batcheller	Daly	Phillips	Sunderlin
Beebe	Davis	S. G. Pope	Weed
Bostwick	Deane	Prince	Whalen
Braman	Denniston		

Mr. C. S. Spencer moved to further amend said report as follows, the same having been offered in committee of the whole:

After line 30 insert the words "to Samuel P. Allen, five hundred dollars, for additional payment for services as assistant clerk of the House."

Mr. Speaker put the question whether the House would agree to said motion of Mr. C. S. Spencer, and it was determined in the affirmative.

Mr. W. Miller moved to amend said report by striking out lines 608 to 612, inclusive, being the item relative to the Elmira Reformatory, the same motion having been offered in committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion of Mr. W. Miller, and it was determined in the negative.

{ AYES 15 }
{ NOES 77 }

Those who voted in the affirmative, were

Allen	Deane	W. Miller	Sullivan
Beecher	Hoag	Murray	Townsend
Berri	Jones	Phillips	Wachner
Daly	McQueen	Scherman	

Those who voted in the negative, were

Abeel	Comstock	Hussey	Prince
Alberger	Davis	Johnson	Ryan
Alvord	Denniston	Kirk	Sanford
Barrow	Dickson	Landfield	Schifferdecker
Bassett	Donahue	Lawrence	Shattuck
Batcheller	Ely	Leake	Sherwood
Beebe	Farrar	Lincoln	Simon
Bennett	Fish	Lynde	H. Smith
Blessing	Foote	Mackin	J. W. Smith
Bostwick	Goss	Manley	C. S. Spencer
Braman	Griffin	Melvin	Stacy
Brewer	Gurnee	E. Miller	Stover
Brown	Hanrahan	Morey	Taylor
Burritt	Hardy	Nice	Thorp
Carpenter	Hazelton	O'Callaghan	Vedder

Cauldwell	Healey	Patten	Weed
Chadwick	Hiller	Petty	Witbeck
Clark	Holden	Philpot	Winfield
Cleary	Houghton	S. G. Pope	C. B. Wood
Coffey			

Mr. W. Miller then moved to amend by striking out from lines 781 to 793 inclusive, being the item relative to a monument at Saratoga, the same motion having been offered in committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion of Mr. W. Miller, and it was determined in the negative.

{ AYES 33 }
{ NOES 72 }

Those who voted in the affirmative, were

Badger	Hoag	Patten	G. W. Spencer
Beebe	Jones	Phillips	Stacy
Berri	Kirk	Ryan	Stephens
Coffey	Kshinka	Scherman	Sullivan
Comstock	McAfee	Shattuck	Townsend
Daly	Melvin	Sherwood	Waehner
Davis	W. Miller	H. Smith	Winfield
Deane	Murray	Snyder	C. B. Wood
Griffin			

Those who voted in the negative, were

Abeel	Cauldwell	Holden	S. G. Pope
Alberger	Chadwick	Houghton	Prince
Allen	Cleary	Johnson	Sanford
Alvord	Denniston	Landfield	Schifferdecker
Barrow	Dickson	Lawrence	Simon
Bassett	Donahue	Leake	Sloan
Batcheller	Ely	Lincoln	J. W. Smith
Beecher	Farrar	Lynde	C. S. Spenceer
Bennett	Fish	Mackin	Stover
Blessing	Foots	McQueen	Sunderlin
Bordwell	Goss	E. Miller	Taylor
Bostwick	Gurnee	Morey	Tewksbury
Braman	Hammond	Nice	Thorp
Brewer	Hanrahan	Oakley	Vedder
Brown	Hardy	Parry	West
Bulkley	Hazelton	Petty	Whalen
Burritt	Herrick	Philpot	Witbeck
Carpenter	Hiller	G. Pope	P. Woods

Mr. Prince moved that the House now go into committee of the whole on said bill.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Messrs. Worth, McGroarty, Parry, Waehner, Sullivan, Wagstaff, McAfee, Colahan, Hammond, Badger and Fish rose in their places and stated that, had they been present when the vote was taken on the item relative to the claim of John Swinburne, they should have recorded their votes in the negative.

Mr. O'Callaghan rose in his place and stated that, had he been present when the vote was taken on said item, he should have recorded his vote in the affirmative.

Mr. Alberger, from the committee on canals, reported by bill entitled "An act to authorize a tax of seven-eighths of a mill per dollar of valuation of the year 1874, for the construction of new work upon and extraordinary repairs of the canals of this State, and a tax of thirteen-thirty-seconds of a mill for like purposes for the year 1875," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

A message from the Senate was received and read, in the words following :

IN SENATE, *March 31, 1874.*

Pursuant to a concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill entitled "An act to authorize the common council of the city of Albany to borrow money for certain purposes, to issue obligations therefor and provide for the payment thereof."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Dayton, and by unanimous consent, the same was amended as follows :

Section 1, line 5, strike out the words "three hundred and eighty-five thousand" and insert the words "three hundred and fifty thousand."

Section 2, after the word "cents," in line 25, strike out the words "for construction of sewer in Myrtle avenue and through Washington park grounds, side drain and man-holes connected therewith, thirty-four thousand eight hundred and twenty-four dollars and twenty-seven cents."

Strike out sections 3 and 4.

Change section 5 to section 3.

Change section 6 to section 4.

And said bill, as amended, passed, and ordered sent to the Assembly for concurrence.

By order,

HENRY A. GLIDDEN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Lockwood	Shattuck
Alberger	Denniston	Lynde	Sherwood
Alvord	Dickson	Mackin	Simon
Batcheller	Farrar	Manley	Sloan
Bennett	Fish	McAfee	H. Smith

Berri	Foots	Melvin	J. W. Smith
Blessing	Goss	E. Miller	C. S. Spencer
Bordwell	Griffin	W. Miller	G. W. Spencer
Bostwick	Hammond	Morey	Stacy
Braman	Hanrahan	Nice	Stover
Brewer	Hardy	O'Callaghan	Sunderlin
Bulkley	Hazelton	Parry	Thorp
Burritt	Hiller	Patten	Townsend
Carpenter	Hoag	Petty	Wahner
Cauldwell	Holden	Philpot	West
Chadwick	Houghton	G. Pope	Witbeck
Clark	Hussey	S. G. Pope	Wight
Cleary	Jones	Prince	Winfield
Colahan	Knapp	Ryan	C. B. Wood
Comstock	Leake	Sanford	P. Woods
Daly	Lincoln	Schifferdecker	Worth
Davis			

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Jones	Sanford
Alberger	Colahan	Kirk	Scherman
Allen	Comstock	Knapp	Schifferdecker
Alvord	Daly	Leake	Shattuck
Badger	Deane	Lincoln	Sherwood
Barrow	Denniston	Lockwood	Simon
Bassett	Dickson	Lynde	Sloan
Batcheller	Ely	Mackin	H. Smith
Beebe	Farrar	McAfee	J. W. Smith
Beecher	Fish	McQueen	C. S. Spencer
Bennett	Foots	Melvin	G. W. Spencer
Berri	Goss	E. Miller	Stacy
Biglin	Gregory	Murray	Thorp
Blessing	Hardy	Nice	Townsend
Bostwick	Hayes	Parry	Vedder
Braman	Hazelton	Patten	Wahner
Brewer	Hiller	Petty	Weed
Brown	Hoag	Philpot	Whalen
Bulkley	Holden	G. Pope	Witbeck
Burritt	Houghton	S. G. Pope	Winfield
Cauldwell	Hussey	Prince	P. Woods
Clark			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend an act entitled 'An act for the improvement of First street and Franklin street in the city of Brooklyn,' passed May 21, 1872, and to improve Kent avenue," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to provide security against extraordinary conflagrations, and for the creation of safety funds by fire insurance companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to amend an act entitled 'An act to open, lay out and improve Gravesend avenue, in the county of Kings, and to authorize the construction of a railroad thereon,' passed May 16, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to amend an act entitled 'An act to establish a department of police in the city of Buffalo, and to provide for the government thereof,' passed April 26, 1871."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled as follows:

"An act to amend an act entitled 'An act to authorize the city and town of Binghamton to purchase the two toll-bridges across the Susquehanna river at Binghamton, and to maintain them as free bridges,' passed April 15, 1869."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bill entitled as follows:

"An act to amend chapter 408 of the Laws of 1870, entitled 'An act relating to the supreme court, and to the election of a judge of the court of common pleas in and for the city and county of New York.'"

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Berri, Int. No. 507, entitled "An act entitled 'An act to relieve the women of the State from taxation,'" reported adversely thereto, which report was agreed to.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Alberger, Int. No. 399, entitled "An act to exempt bonds and mortgages on real estate from taxation," reported adversely thereto.

Mr. Prince dissented from said report.

Mr. Alberger moved that said report lay on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Alberger moved to disagree with said report, and that said bill be committed to the committee of the whole.

Debate was had thereon, when

Mr. Oakley moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Alberger, and it was determined in the negative.

{ AYES 51 }
{ NOES 57 }

Those who voted in the affirmative, were

Abeel	Deane	McGroarty	Simon
Alberger	Dickson	Melvin	Sloan
Allen	Donahue	Murray	J. W. Smith
Beebe	Gurnee	Nice	Snyder
Bennett	Hanrahan	Oakley	C. S. Spencer
Berri	Healey	O'Callaghan	Stephens
Riglin	Holden	Patten	Sullivan
Blessing	Houghton	Prince	Wachner
Braman	Kirk	Quinn	Wagstaff
Cauldwell	Kshinka	Ryan	West
Cleary	Leake	Scherman	C. B. Wood
Colahan	Mackin	Schifferdecker	P. Woods
Daly	McAfee	Sherwood	

Those who voted in the negative, were

Alvord	Davis	Jones	Shattuck
Badger	Denniston	Landfield	H. Smith
Bassett	Ely	Lincoln	G. W. Spencer
Batcheller	Farrar	Lynde	Stacy
Beecher	Fish	Manley	Sunderlin
Bordwell	Gregory	E. Miller	Taylor
Bostwick	Griffin	W. Miller	Thorp
Brown	Hammond	Morey	Townsend
Bulkley	Hardy	Parry	Vedder
Burritt	Hazelton	Petty	Weed
Carpenter	Herrick	Phillips	Whalen
Chadwick	Hoag	Philpot	Witbeck
Clark	Hussey	S. G. Pope	Winfield
Coffey	Johnson	Sanford	Worth
Comstock			

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 1090, entitled "An act to regulate the costs in certain actions and proceedings brought in the supreme court of record in and for the city and county of New York," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. McQueen, Int. No. 827, entitled "An act to amend section 9, entitled 'An act in relation to proceedings of surrogate's court, and to the fees of clerks,'" reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. McQueen, Int. No. 774, entitled "An act in relation to courts of record," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Stephens, Int. No. 828, entitled "An act to incorporate the Concordia Relief Society," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Ryan, Int. No. 793, entitled "An act to amend an act relating to the marine court of the city of New York, declaring and defining its jurisdiction and practice, and consolidating the several acts affecting said court," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Ryan, Int. No. 13, entitled "An act relating to the practice in the marine court of the city of New York," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Coughlin, Int. No. 702, entitled "An act to amend an act in relation to the jurisdiction of the marine court of the city of New York," reported adversely thereto, which report was agreed to.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Beebe, Int. No. 983, entitled "An act entitled 'An act to amend an act respecting elections other than for militia and town officers,'" reported adversely thereto, which report was agreed to.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Chadwick, Int. No. 1181, entitled "An act to establish a board of police and fire commissioners of the city of Utica," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Braman, Int. No. 1064, entitled "An act to amend 'An act to incorporate the city of Cohoes,' passed May 19, 1869," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Alberger, Int. No. 1191, entitled "An act to amend an act entitled 'An act to empower the board of water commissioners of the city of Buffalo, together with the common council of said city, to establish or designate public hydrants in said city, and providing for the appointment of water commissioners in said city,' passed June 25, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Taylor, Int. No. 1155, entitled "An act to authorize the city of Rochester to issue the last three installments of its bonds in aid of the Rochester, Nunda and Pennsylvania Railroad Company, in advance of the terms and conditions specified in the act entitled 'An act to authorize the city of Rochester to issue its bonds in aid of the Rochester, Nunda and Pennsylvania Railroad Company, and to take the bonds of the company therefor,' passed April 6, 1872," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stephens, from the committee on railroads, to which was referred the bill introduced by Mr. Coffey, Int. No. 896, entitled "An act to authorize the Greenwood and Coney Island Railroad Company, in Kings county, to extend its tracks through certain streets and avenues in the city of Brooklyn," reported in favor of the passage of the same, which

report was agreed to, and said bill committed to the committee of the whole.

Mr. Stephens, from the committee on railroads, to which was referred the bill introduced by Mr. Witbeck, Int. No. 717, entitled "An act to amend an act entitled 'An act to authorize the construction of a railroad from, at or near Bath ferry, in the town of North Greenbush, to Douw's Point, in the town of East Greenbush, in the county of Rensselaer,' passed May 10, 1873," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Chadwick, from the committee on civil divisions, to which was referred the bill introduced by Mr. Braman, Int. No. 1021, entitled "An act to divide the town of Watervliet, in the county of Albany, and erect the town of West Troy," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Whalen, from the committee on Indian affairs, to which was referred the bill introduced by Mr. Badger, Int. No. 901, entitled "An act to repeal chapter 346 of the Laws of 1865, entitled "An act authorizing the election of chiefs and clerk of the St. Regis Indians, and defining their powers," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lynde, from the committee on internal affairs, to which was referred the bill introduced by Mr. Alvord, Int. No. 548, entitled "An act to amend an act entitled 'An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873, and an act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857," reported adversely thereto.

Mr. J. W. Smith presented a minority report on the same subject.

On motion of Mr. Alvord said bill and the minority report were laid on the table, and the minority report ordered printed.

(See Doc. No. 113.)

Mr. West, from the committee on trade and manufactures, to which was referred the several bills relating to the cost of illuminating gas, and the quality thereof, reported the bill entitled "An act to regulate the quality and supply of illuminating gas, and for the protection of the manufacturers and consumers thereof," which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Mackin, Int. No. 480, entitled "An act to amend 'An act in reference to apprentices and employees,' passed May 27, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Alberger, Int. No. 223, entitled "An act to extend the provisions of chapter 489 of the Laws of 1873, amending certain acts for the better security of mechanics and others erecting buildings in certain counties of this State to the county of Erie," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Stephens, Int. No. 675, entitled "An act to regulate the manufacture, transportation and storage of nitro-glycerine in the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Eastman, Int. No. 1031, entitled "An act to regulate the quality, price of illuminating gas in the city of Poughkeepsie, and for the protection of the manufacturers and consumers thereof," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. West, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Kirk, Int. No. 783, entitled "An act to protect the wages of labor," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the following resolution:

Resolved (if the Assembly concur), That his Excellency the Governor be requested to return Senate bill No. 169, entitled "An act to establish a system of graded schools in Ithaca," for correction.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill entitled as follows:

"An act relative to public instruction."

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bill.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. P. Woods, from said committee, reported progress on said bill, and asked and obtained leave to sit again.

Mr. Alvord moved that said bill be made a special order immediately after the special orders on Thursday morning.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 443, G. O. 476, "An act relating to certain assessment proceedings in the city of Brooklyn, and providing for payment of work done thereunder."

Assembly bill No. 445, G. O. 478, "An act repealing chapter 227 of the Laws of 1872, so far as the same affects lands in the town of Newcomb, Essex county."

Assembly bill No. 465, G. O. 499, "An act to change the name of and for the relief of the Brooks' Locomotive Works."

Assembly bill No. 488, G. O. 525, "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864."

Senate bill No. 105, G. O. 529, "An act to incorporate Howland College for the education of young women."

Assembly bill No. 520, G. O. 560, "An act to authorize the construction of a road from the road owned by the State near Chazy lake to Chateaugay lake."

Assembly bill No. 532, G. O. 571, "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867."

Assembly bill No. 541, G. O. 580, "An act to repeal section 10 of chapter 398 of the Laws of 1872, entitled 'An act to incorporate the Batavia Library Association, and appropriating certain moneys thereto.'"

Assembly bill No. 543, G. O. 582, "An act to release the right, title and interest of the people of the State of New York to John B. Thomas, in and to certain lands in the city of Rochester of which Charlotte Thomas died seized."

Assembly bill No. 561, G. O. 604, "An act to amend an act entitled 'An act to provide for the election of a receiver of taxes and assessments for the town and village of Lansingburgh, in the county of Rensselaer,' passed May 5, 1870."

Senate bill No. 167, G. O. 654, "An act to authorize the city of Utica to provide a building for fire department purposes, and borrow and disburse money to pay for the same."

Senate bill No. 148, G. O. 684, "An act to create a board of excise in the several towns of this State."

Senate bill No. 85, G. O. 707, "An act authorizing Ermina O. Goodwin to continue a ferry across Seneca lake."

Assembly bill No. 572, G. O. 613, "An act to confirm the election of officers for the village of Phelps, Ontario county."

Assembly bill No. 571, G. O. 612, "An act to amend 'An act to provide for supplying the village of Flushing, Queens county, with pure and wholesome water,' passed February 15, 1872."

Senate bill No. 151, G. O. 653, "An act to enable the common council of the city of Yonkers to construct a police station house."

Senate bill No. 98, G. O. 406, "An act to amend an act entitled 'An act authorizing and providing for the election of a police justice and a police constable in the village of Addison, in the county of Steuben, and for the erection of a jail or lock-up therein,' passed March 2, 1868."

Senate bill No. 120, G. O. 650, entitled "An act to legalize and confirm all laws, ordinances and resolutions heretofore passed by the common council of the city of Albany, and approved by the mayor thereof, directing or authorizing the constructing or building of any drain or sewer, together with the contracts made or entered into thereunder by said common council or the board of contract and apportionment of said city, to provide for the taking and acquiring of real estate and appurtenances for the purpose of constructing, building or maintaining any drain or sewer built or to be built or constructed, assessing the damages and recompense of the owner or owners thereof, and for the apportionment and assessment of such damages and recompense, and the expense of building and constructing such drain or sewer, with the incidental expenses attending the same, and for the enforcing and collecting of such apportionments and assessments."

Mr. W. Miller called from the table the report of the sub-committee of the whole, in the words following:

Mr. W. Miller, from the sub-committee of the whole, to which was

referred the Assembly bill, G. O. 458, printed No. 427, entitled "An act to amend the several acts incorporating the village of Oswego Falls," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 879, printed No. 359, entitled "An act further to amend chapter 577 of the Laws of 1873, entitled 'An act to amend an act entitled An act to amend an act entitled An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes,' passed April 23, 1870, and to authorize the closing of certain public offices," reported in favor of the passage of the same, with the following amendments:

Strike out all of section 1.

Section 2, strike out the word "sheriffs" in line 1. Line 3, insert the word "legal" before the word "holidays," and strike out of line 3 the words "in the first section of the act hereby amended."

Strike out section 3. Change the numbering of sections to correspond.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 413, printed No. 388, entitled "An act to amend an act entitled 'An act to provide for a supply of water in the city of Yonkers,' passed February 28, 1873," reported in favor of the passage of the same, with the following amendments:

Section 3, line 4, after the word "commissioners," insert the word "the," and strike out down to the word "said," in line 6. After the word "land," in line 8, insert the words "and of the time and place when and where it will sell the same, together with the improvements thereon," and strike out from said amendment to the word "may," in line 15. Strike out the word "may" and insert the word "shall." After the word "land," insert the words "and the improvements thereon," and after the word "bidder" insert the words "in one or more parcels as said board of police commissioners shall elect."

Section 8, line 22, insert after the word "all" the word "proper."

Section 9, line 6, after the word "act" insert the words "provided, however, that no tax shall be levied upon the city outside of the water district hereinafter provided for to pay any such interest falling due after the year 1875."

Section 13, line 9, after the word "such" strike out the word "sale" and insert the word "scale." Line 10, after the word "time" insert the words "provided, however, the said water assessment upon any lot shall not exceed thirty cents per lineal foot, street frontage, upon any such lot." Line 45, insert the word "the" after the word "for." At the end of the section insert the words "the said board of water commissioners are hereby authorized to ascertain, and by resolution to determine, a day upon which, for all purposes of this act, it shall be deemed that the water shall have been introduced for general purposes, according to the intent and meaning of this act."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 426, printed No. 401, entitled "An act to amend chapter 396 of the Laws of 1872, entitled 'An act to incorporate the Mamaroneck and Rye Neck fire department,' passed April 26, 1872," reported in favor of the passage of the same, with the following amendments:

Section 4, line 2, insert at beginning of line the words, "The first meeting of the members of said fire department shall be held on the first Monday of June, 1874." Line 5, after the word "act," insert the words

"and one trustee shall be elected annually thereafter." Line 18, strike out the word "annual," and after the word "meeting" insert the words "held pursuant to this act." Line 19, strike out the word "time" and insert the word "hour." Line 24, strike out the word "Neck."

Section 8, line 3, strike out the word "relation" and insert the word "meeting." Line 8, strike out the word "received" and insert the word "revived."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 422, printed No. 397, entitled "An act authorizing the commissioners of highways, in the town of Galen, in Wayne county, to restore the records of highways of said town of Galen lost by fire or otherwise," reported in favor of the passage of the same, with the following amendment:

Section 4, line 4, strike out the word "against" and insert the word "of."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 395, printed No. 372, entitled "An act to incorporate 'The Home for Christian Care,'" reported in favor of the passage of the same, with the following amendment:

Section 3, line 2, after the word "Richmond" insert the words "Putnam and Queens."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 251, printed No. 235, entitled "An act to provide for the opening, regulating and improving of Fulton avenue, in the town of New Lots, Kings county," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 637, printed No. 498, entitled "An act to authorize the city of Oswego to convey by deed a part of lot No. 97, Van Buren tract, in said city," reported in favor of the passage of the same with the following amendments:

Section 2, strike out the first word and insert the words "As made of the." Line 4, after the word "control" insert the words "as may be necessary to carry into effect the provisions of this act."

Insert as section 3: "All acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 475, printed No. 442, entitled "An act to provide for the improvement of Tompkins square, in the city of New York," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 594, printed No. 553, entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Troy,' passed April 23, 1873," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 570, printed No. 531, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Johnstown,' passed March 30, 1867," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 274, printed No. 259, entitled "An act to reduce the number of highway commissioners and assessors, and to authorize the election of town auditors in the town of Saratoga Springs,

in the county of Saratoga, and to prescribe their powers and duties," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 431, printed No. 25, entitled "An act to enable John Shaw to take, hold and convey, and transmit by descent or devise, real estate, and to release to him the interest of this State in certain land," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 253, printed No. 237, entitled "An act in relation to free union school district No 1, of the town of Plattsburgh," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 575, printed No. 536, entitled "An act to supply the village of Gloversville with pure and wholesome water," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 589, printed No. 550, entitled "An act to provide for the extension of Ocean avenue, in the county of Kings, to the Atlantic ocean," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 524, printed No. 38, entitled "An act to incorporate St. Ann's Catholic Total Abstinence and Benevolent Society of Hornellsville," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 408, printed No. 383, entitled "An act to authorize attorneys of the supreme court of this State to act as notaries public in certain cases," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 583, printed No. 544, entitled "An act releasing the interest of the people of the State of New York in certain real estate owned by John Kirkland, now deceased, in the town of Cicero, Onondaga county, to Adaline Kirkland, his widow," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 412, printed No. 387, entitled "An act to confirm, reduce and levy a certain assessment in the city of Brooklyn," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 531, printed No. 492, entitled "An act to alter the commissioner map of the city of Brooklyn," reported in favor of the passage of the same.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

Mr. Griffin introduced a bill entitled "An act to amend chapter 244 of the Laws of 1862, in relation to tax upon dogs," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Deane introduced a bill entitled "An act to legalize the official acts of James H. Stevens as notary public," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act for increasing the revenue of the State

of New York and amendatory of the general section and acts passed to regulate sales by auction for the suppression of fraud and other acts additional to the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Leake introduced a bill entitled "An act to incorporate the Equitable Loan and Trust Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Waehner introduced a bill entitled "An act to amend an act entitled 'An act in relation to the appropriation and duties of the clerk and deputies and other officers of the court of special sessions of the peace in and for the city and county of New York,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Healey introduced a bill entitled "An act to provide for local improvements in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Alvord introduced a bill entitled "An act to incorporate the Central New York and Blossburg Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Parry introduced a bill entitled "An act to incorporate the Rome Street Railroad Company in the city of Rome," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Witbeck introduced a bill entitled "An act to enable the electors of the town of Schodack, Rensselaer county, to vote by districts for town officers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Witbeck introduced a bill entitled "An act to prevent the mutilation of shade trees," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Prince introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Oakley introduced a bill entitled "An act to improve the Williamsburgh and Jamaica turnpike, in the town of Jamaica, Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to allow the New York and South Side Railroad Company of Long Island to purchase the South Side Railroad of Long Island and its franchises," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Sanford introduced a bill entitled "An act to extend and define the powers and duties of the police constable of the village of Potsdam Junction, in the county of St. Lawrence," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. G. W. Spencer introduced a bill entitled "An act to repeal an act entitled 'An act to authorize the Penn Yan and Branchport Plank-road Company to change their road to stone or gravel,' passed April 21, 1864," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to repeal so much of an act passed July 21, 1853, entitled 'An act to amend an act to provide for the incorporation of companies to construct plank-roads, and of companies to construct turnpike roads,' passed May 7, 1847, and the acts amendatory thereof, as applies, relates to or affects the Penn Yan and Branchport Plank-road Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Worth introduced a bill entitled "An act for the incorporation of the Regulated Cab Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Quinn introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Watervliet Turnpike,' passed March 31, 1828, now known by the corporate name of the Watervliet Turnpike and Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, the bill entitled "An act to regulate the manufacture, storage, transportation, sale and use of combustibles and explosives," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Hussey introduced a bill entitled "An act to confirm the election and proceedings of the trustees of Friends' Academy," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Melvin, Int. No. 174, entitled "An act to open Thirty-sixth and Thirty-ninth streets, in the city of Brooklyn," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to provide for the improvement of Thirty-ninth street, in the city of Brooklyn," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mackin presented a petition of citizens of the town of Fishkill in favor of a division of said town; which was read and referred to the committee on internal affairs.

Also, a remonstrance against the division of said town; which was read and referred to the committee on internal affairs.

Mr. Petty presented a petition of citizens of Suffolk county for the repeal of the highway act; which was read and referred to the committee on roads and bridges.

Mr. Berri presented a petition of citizens of the State of New York, asking the exemption from taxation of property of women so long as they are denied the right of ballot; which was read and laid upon the table.

Mr. Gregory presented a remonstrance of 179 ladies of the village of Watkins against reducing the penalties for selling intoxicating liquor without license; which was read and referred to the committee on internal affairs.

Mr. Bostwick presented two petitions of citizens against the repeal of laws removing restrictions for protection of fish in Cayuga lake; which were read and referred to the committee on internal affairs.

Mr. Alberger presented a petition of inhabitants of Buffalo to exempt bonds and mortgages from taxation; which was read and laid upon the table.

Mr. Morey presented a petition of citizens of Livingston county for repeal of the game laws; which was read and referred to the committee on internal affairs.

Mr. Petty presented petitions of citizens of Suffolk county asking for the publication of election notices and session laws in papers having the largest circulation; which were read and referred to the committee of the whole.

Mr. Coffey presented a remonstrance of citizens of Brooklyn against transportation of passengers in the city of Brooklyn by means of street railroads; which was read and referred to the committee on railroads.

Mr. Simon presented a petition of citizens asking for the repeal of chapter 646 of the Laws of 1873, known as the Civil Damage bill; which was read and referred to the committee on internal affairs.

Messrs. Allen, C. S. Spencer and Berri presented petitions of citizens to submit to the people the question of uniting the cities of New York and Brooklyn under one municipal government; which was read and referred to the committee on the affairs of cities.

Mr. Clark presented a petition of citizens of Wayne county for an excavation and vertical wall on the bank of the Erie canal; which was read and referred to the committee on canals.

Mr. Batcheller presented petitions of inhabitants of Saratoga county in favor of an appropriation of \$125,000 for the support of pupils in academies; which was read and referred to the committee on ways and means.

Mr. Hussey presented a remonstrance of citizens of Cayuga county against the repeal of the game laws; which was read and referred to the committee on internal affairs.

Mr. Allen presented a remonstrance against a railroad in Montague street, Brooklyn; which was read and referred to the committee on railroads.

Mr. G. Pope offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 519, entitled "An act to amend the general plank-road law, and chapter 487 of the Laws of 1851, relative to plank-roads in the town of Chesterfield, in the county of Essex;" also, Assembly bill No. 521, entitled "An act in relation to the tolls upon the Western plank-road company's roads, in the counties of Franklin and Clinton," and that the same be ordered to a third reading.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

Mr. Allen offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 556, G. O. 598, entitled "An act to amend an act in relation to rates of wharfage, and to regulate the piers, wharves, bulkheads and slips in the cities of New York and Brooklyn, passed May 6, 1870," be re-committed to the committee on commerce and navigation for further consideration.

Mr. Beebe moved that said resolution be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Deane offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 421, G. O. 455, entitled "An act changing the name of the 'Beach Pneumatic Transit Company' to 'The Broadway Underground Railway Company,' and extending its powers, and authorizing the city of New York to aid in the construction of said railway," be recommitted to the committee on railroads, retaining its place on general orders, and with power to report back at any time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Healey offered for the consideration of the House a resolution, in the words following:

Whereas, By the aid of the Legislature and funds contributed by benevolent, humane and christian citizens for the purpose of "relieving the diseases of the indigent and preserving the lives of many useful members of the community," by which aid land was purchased and buildings erected for the above purposes by the New York Hospital; and

Whereas, Said buildings have been taken down, and the land leased or sold to be used for purposes other than those specified above, and from which said hospital is in the receipt of an immense annual revenue, out of which the managers of said hospital gave the public to understand that from such revenue new and commodious buildings would be erected for hospital purposes; but that said managers have neglected to erect any such buildings or to furnish the required accommodations for the sick and maimed citizens of New York requiring the aid of said hospital; therefore

Resolved, That the committee on State charitable institutions be and they are hereby directed, authorized and empowered to send for persons and papers and make such investigation into the alleged misapplication of the funds of said hospital, as well as into all acts of the managers of said hospital, of every kind and description, and to make inquiry in regard to the receipts and disbursements of all moneys belonging to said hospital, and the reasons, if any, why no adequate buildings have been erected by said managers to carry out the objects for which said hospital was established, and to report the facts with their opinions to this Legislature, together with such recommendations as the committee may deem proper, provided that said investigation be made without expense to the State, excepting the service of legal process.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Ryan, offered for the consideration of the House a resolution, in the words following:

Resolved, That the corporation counsel of the city of New York

report, for the information of this House, within ten days, the number of suits and proceedings taken against the city and county of New York during his term of office, the number of said suits and proceedings that he has successfully defended, and the number in which he has been defeated, together with the names of the parties in said suits and proceedings, and the amount involved in each; also, the amount paid for counsel fees outside of his office.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. S. G. Pope called from the table the resolution previously offered by him, in the words following:

Whereas, A resolution which was passed by this House on the 11th day of February last, calling for important information from the superintendent of the Onondaga Salt Springs, has not been complied with; therefore,

Resolved, That the committee on manufacture of salt be directed to make a careful and thorough examination of the entire salt interest of the State of New York, and its management, and report the result of that examination to this House, and that the said committee shall have power to send for persons and papers.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

By unanimous consent, Mr. Philpot offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 153, entitled "An act to facilitate the construction of the New York and Oswego Midland Railroad," and that the same be ordered to a third reading.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Badger offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 562, entitled "An act to amend the several acts in relation to State prisons," be recommitted to the committee on State prisons.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Leuke offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of the Assembly is hereby directed to furnish to each member, officer and reporter of the Assembly ten (10) copies of the diagram of the Assembly chamber.

Ordered, That said resolution be referred to the committee on expenditures of the House.

Mr. Berri offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 476, G. O. 512, entitled "An act to incorporate the United States Glass Company," be recommitted to the committee on insurance, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Bulkley offered for the consideration of the House a resolution, in the words following:

Resolved, That the papers in the case of D. G. Hewitt in his claim against the State, be taken from the files of the session of 1872 and referred to the committee on claims.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Manley offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That the Clerks of the two Houses furnish each Senator, member of Assembly, officer and reporter of the present Legislature with ten copies of the New York Civil List, the same to be brought down to include all officers of the National and State government to and including the year 1874.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Lynde offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 269, G. O. 285, entitled "An act to secure to children the benefits of elementary education," be made a special order for Tuesday evening next.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Burritt called from the table the resolution previously offered by him, in the words following :

Resolved, That when this House adjourn to-day it be to meet to-morrow morning at 10 o'clock, and hereafter this House meet at 10 o'clock and adjourn at 1 o'clock each day.

Mr. C. S. Spencer moved to lay said resolution upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By unanimous consent, Mr. Hammond offered for the consideration of the House a resolution, in the words following :

Resolved, That Assembly bill No. 474, being an act to authorize the Geneva and Southwestern Railway Company to acquire title to certain real estate, for the purposes of said railway," be referred to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present, voting in favor thereof.

On motion of Mr. Batcheller, at 10 o'clock and 10 minutes the House adjourned.

WEDNESDAY, APRIL 1, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Snively.

On motion of Mr. Wagstaff, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows :

"An act legalizing the conveyance of the trustees of joint school district No. 9, of the towns of Plattsburgh and Peru, Clinton county."

"An act to amend an act entitled 'An act in relation to the city court of Yonkers,' passed March 8, 1873."

"An act to extend the limits of Union Free School District No. 1, of the town of Ovid, in the county of Seneca, and to dissolve school districts Nos. 3 and 4, in the town of Romulus, in said county."

"An act to release to Samuel McCracken the real estate of which Robert McCracken died seized, in the town of Lewiston, in the county of Niagara."

"An act to amend the charter of the village of Akron, in the county of Erie."

"An act to incorporate 'The Herkimer and Middleville Stone Road.'"

"An act to incorporate the fire department of the village of Saugerties."

"An act to authorize the common council of the city of Binghamton to purchase land for a cemetery and a public park, in or outside of the limits of the city of Binghamton, and to lay out the same."

"An act to authorize the laying out of public highways upon and across the Onondaga Indian reservation, in the county of Onondaga."

"An act to amend an act entitled 'An act in relation to lands of which parties die seized,' passed May 21, 1873."

"An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate of which Anthony O'Carroll died seized, to Georgianna O'Carroll, his widow."

"An act to amend an act entitled 'An act to authorize the trustees of the village of Kinderhook to borrow money, to be expended in the purchase of a lot of ground and the erection thereon of a suitable building, adapted to the purposes of a public hall, and a room for a fire engine, for the use of said village,' passed April 29, 1873."

"An act to confirm the official acts of John P. Bennett, as a notary public of Wayne county."

"An act to confirm the official acts of Cicero W. Barber as notary public in and for the county of Washington, done from March 30, 1873, to and including February 18, 1874."

"An act to amend an act entitled 'An act to authorize the business of banking,' passed April 18, 1838."

"An act for the relief of Thomas O'Brine."

"An act to amend the charter of the Hudson Suspension Bridge and New England Railway Company."

"An act for the relief of the Peekskill Manufacturing Company."

"An act to authorize the trustees of the Bay Side Cemetery Association of the town of Potsdam to purchase and convey land formerly owned by Liberty Knowles, situate in the village and town of Potsdam, St. Lawrence county, and State of New York, and also other lands owned by Noble S. Elderkin, situate in the said village, and to remove the remains of bodies now interred therein."

"An act to increase the capital stock of the Jamaica and Brooklyn Plank-road Company."

"An act to authorize the board of supervisors of the county of Suffolk to erect a building for the offices of the county clerk and the surrogate of the said county, and to raise or borrow money for the same, and to provide for the payment thereof, and to remove the county clerk's office in said county to such building."

"An act to legalize and confirm a sale of real estate by the supervisor

and town clerk of the town of Jamaica, Queens county, Long Island, to Sally Ann Carpenter and her heirs and assigns."

"An act to amend chapter 90 of the Laws of 1873, entitled "An act to provide for the election of town officers and the transaction of town business, in the town of Greenburgh, in the county of Westchester," passed March 18, 1873."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act for the relief of Amariah Holbrook," with a message informing that they had passed the same, with the following amendment:

Section 2, line 15, of the engrossed bill, after the word "inequitable" add the words "and unjustifiable."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Comstock	Lincoln	Snyder
Alvord	Daly	Lockwood	Speaker
Badger	Deane	Manley	C. S. Spence
Barrow	Dickson	McQueen	G. W. Spencer
Bassett	Ely	W. Miller	Stacy
Batcheller	Farrar	Morey	Stephens
Bennett	Fish	Nice	Stover
Berri	Foot	Oakley	Sullivan
Biglin	Goss	Parry	Sunderlin
Blessing	Gregory	Patten	Taylor
Bostwick	Griffin	Petty	Thorp
Braman	Hardy	Philpot	Townsend
Brewer	Hazelton	S. G. Pope	Vedder
Brown	Hiller	Ryan	West
Bulkley	Hoag	Sanford	Whalen
Burritt	Houghton	Scherman	Witbeck
Carpenter	Johnson	Schifferdecker	Wight
Chadwick	Jones	Simon	C. B. Wood
Clark	Kshinka	H. Smith	Worth
Colahan	Leake		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the formation of corporations for the erection and keeping of hotels," with a message informing that they had passed the same with the following amendment:

Add as section 16 the following:

§ 16. After the passage of this act, it shall not be lawful to organize any corporation under chapter 371 of the Laws of 1866, or the acts passed supplementary thereto, or amendatory thereof.

Number sections to correspond.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 8 }

Those who voted in the affirmative, were

Abeel	Chadwick	Lawrence	Schifferdecker
Alberger	Clark	Leake	Shattuck
Allen	Coffey	Lynde	Sherwood
Alvord	Colahan	Mackin	Simon
Badger	Comstock	Manley	Sloan
Barrow	Daly	McAfee	J. W. Smith
Bassett	Davis	McQueen	Snyder
Beebe	Deane	Melvin	C. S. Spencer
Beecher	Donahue	E. Miller	G. W. Spencer
Bennett	Eastman	Murray	Stover
Berri	Ely	Oakley	Sullivan
Biglin	Farrar	O'Callaghan	Sunderlin
Blessing	Foote	Parry	Taylor
Bordwell	Hanrahan	Patten	Thorp
Bostwick	Hazelton	Petty	Wagstaff
Braman	Herrick	G. Pope	Weed
Brewer	Hiller	S. G. Pope	West
Bulkley	Hoag	Prince	Whalen
Burritt	Hussey	Sanford	Wight
Carpenter	Landfield	Scherman	P. Woods

Those who voted in the negative, were

Batcheller	Goss	Lincoln	Nice
Brown	Griffin	W. Miller	Townsend

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act in relation to mendicant and vagrant children," with a message informing that they had passed the same, with the following amendment:

Strike out all of section 2, and number sections to correspond.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 04 }

Those who voted in the affirmative, were

Abeel	Coughlin	Jones	S. G. Pope
Alberger	Daly	Lawrence	Prince
Allen	Davis	Lincoln	Scherman

Alvord	Dickson	Lockwood	Schifferdecker
Badger	Donahue	Lynde	Sherwood
Barrow	Eastman	Mackin	Sloan
Bassett	Ely	Manley	H. Smith
Batcheller	Fish	McAfee	Snyder
Berri	Goss	McQueen	Speaker
Biglin	Gregory	E. Miller	G. W. Spencer
Blessing	Griffin	W. Miller	Thorp
Bordwell	Gurnee	Nice	Townsend
Bostwick	Hammond	Oakley	Waehner
Braman	Hanrahan	O'Callaghan	Wagstaff
Brewer	Hazelton	Patten	West
Brown	Hiller	Petty	Whalen
Chadwick	Hoag	Philpot	Winfield
Clark	Houghton	G. Pope	P. Woods
Comstock			

Those who voted in the negative, were

Healey	Leake	J. W. Smith	C. S. Spencer
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Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the Albany County Savings Bank," with a message informing that they had passed the same, with the following amendments:

Section 4, line 1, of engrossed bill, after the word "No" add the words "person being."

Section 9, subdivision 3, line 1, after the word "city" add the word "or." In the same line, strike out the words "town" down to and including the word "village" in the second line. In line 5 strike out the words "town or village," and insert in lieu thereof the words "city and county."

Subdivision 4, line 1, strike out the word "and," and insert the words "secured by."

Section 13, line 6, after the word "act" insert the words "subject to the limitation contained in said section."

Section 17, line 23, strike out the word "shall," and insert in lieu thereof the word "may." Same line, after the word "remain" insert the words "in the discretion of the court." Same section, line 32, after the word "court" strike out the balance of the section.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lockwood	Sherwood
Alberger	Coughlin	Lynde	Sloan
Allen	Daly	Mackin	H. Smith
Alvord	Davis	Manley	J. W. Smith
Badger	Deane	McAfee	Snyder

Barrow	Denniston	Melvin	C. S. Spencer
Bassett	Eastman	W. Miller	G. W. Spencer
Batcheller	Ely	Morey	Stover
Beecher	Farrar	Murray	Sullivan
Bennett	Fish	Nice	Sunderlin
Berri	Foote	Oakley	Taylor
Biglin	Gurnee	Parry	Thorp
Bordwell	Hanrahan	Petty	Townsend
Braman	Hardy	Philpot	Vedder
Brewer	Hazelton	G. Pope	Wagstaff
Brown	Healey	S. G. Pope	Weed
Bulkley	Hiller	Prince	West
Burritt	Hoag	Ryan	Whalen
Carpenter	Holden	Sanford	Wight
Cauldwell	Houghton	Scherman	Winfield
Chadwick	Jones	Schifferdecker	C. B. Wood
Clark	Leake	Shattuck	P. Woods
Coffey	Lincoln		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled as follows:

"An act to amend the charter of the village of Fairport, in the county of Monroe."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway extending in said towns of the width of not less than two nor more than three rods," with a message informing that they had passed the same, with the following amendment:

Strike out sections 2 and 4. Change numbers of sections to correspond.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Sanford
Alberger	Coughlin	Kirk	Scherman
Allen	Davis	Kshinka	Schifferdecker
Alvord	Deane	Landfield	Sherwood
Badger	Denniston	Leake	Sloan
Barrow	Dickson	Lincoln	H. Smith
Bassett	Eastman	Lockwood	J. W. Smith
Batcheller	Farrar	Lynde	C. S. Spencer
Beecher	Fish	Mackin	G. W. Spencer
Bennett	Foote	Manley	Stacy
Berri	Goss	McQueen	Stover
Biglin	Gregory	Melvin	Sunderlin

Bordwell	Hammond	W. Miller	Thorp
Bostwick	Hardy	Morey	Townsend
Braman	Hayes	Nice	Wagstaff
Brewer	Hazelton	Oakley	West
Brown	Herrick	Parry	Whalen
Bulkley	Hiller	Patten	Witbeck
Burritt	Holden	Petty	Wight
Carpenter	Houghton	Philpot	Winfield
Chadwick	Hussey	S. G. Pope	C. B. Wood
Clark	Johnson	Prince	P. Woods
Coffey			

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act in relation to the compensation for the consumption of gas, and lighting and maintaining street lamps in such portion of the Twenty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county," with a message informing that they had passed the same, with the following amendment:

Section 1, line 10, of the engrossed bill, strike out the word "February" and insert in lieu thereof the word "January."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Landfield	Scherman
Alberger	Colahan	Leake	Schifferdecker
Allen	Comstock	Lincoln	Sherwood
Alvord	Coughlin	Lockwood	Sloan
Badger	Daly	Lynde	H. Smith
Barrow	Davis	Manley	J. W. Smith
Bassett	Denniston	McAfee	C. S. Spencer
Batcheller	Dickson	McQueen	Stacy
Beebe	Eastman	Melvin	Stover
Beecher	Farrar	E. Miller	Sunderlin
Bennett	Fish	W. Miller	Tewksbury
Berri	Foote	Murray	Thorp
Biglin	Gregory	Oakley	Townsend
Blumenthal	Griffin	Parry	Wagstaff
Bordwell	Hardy	Patten	Weed
Bostwick	Hazelton	Persons	West
Braman	Herrick	Petty	Whalen
Brewer	Hiller	Philpot	Wight
Brown	Houghton	S. G. Pope	Winfield
Burritt	Hussey	Ryan	C. B. Wood
Chadwick	Johnson	Sanford	P. Woods
Clark	Jones		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to provide for the payment of the salaries of teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to the first day of January, 1874," with a message informing that they had passed the same, with the following amendments :

Section 2, line 3, of engrossed bill, strike out all after the word "Farms" down to and including the word "act" in the fifth line.

Amend the title by adding thereto the words "and the other creditors of said board."

The amendments having been read, .

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Leake	Sherwood
Alberger	Comstock	Lincoln	Simon
Allen	Davis	Lockwood	Sloan
Alvord	Deane	Lynde	H. Smith
Badger	Denniston	McAfee	J. W. Smith
Barrow	Dickson	McQueen	Speaker
Bassett	Eastman	Melvin	C. S. Spencer
Batcheller	Farrar	E. Miller	Stacy
Beecher	Foote	W. Miller	Stephens
Bennett	Goss	Oakley	Stover
Berri	Griffin	O'Callaghan	Sunderlin
Biglin	Hammond	Parry	Taylor
Bordwell	Hardy	Petty	Thorp
Bostwick	Hazelton	Philpot	Townsend
Braman	Hiller	G. Pope	Waehner
Brewer	Hoag	Prince	West
Brown	Holden	Quinn	Whalen
Bulkley	Hussey	Sanford	Wight
Burritt	Jones	Scherman	Winfield
Carpenter	Kirk	Schifferdecker	P. Woods
Chadwick	Kshinka	Shattuck	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act requiring Canal Superintendents to publish monthly abstracts of their official disbursements,' passed March 25, 1853," with a message informing that they had passed the same, with the following amendments :

Section 1, line 9, after the word "State" insert as follows: "Or of the officer upon whom the duties of superintendent shall be devolved." Line 10, same section, strike out the word "fifteenth" and insert in lieu

thereof the word "twentieth." Same section, line 32, strike out all after the word "reside" down to and including the word "residence," in the 34th line.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lockwood	Schifferdecker
Alberger	Davis	Lynde	Shattuck
Allen	Deane	Mackin	Sherwood
Alvord	Denniston	Manley	Simon
Badger	Dickson	McGroarty	Sloan
Barrow	Ely	McQueen	H. Smith
Bassett	Farrar	Melvin	J. W. Smith
Batcheller	Fish	E. Miller	C. S. Spencer
Beecher	Foot	W. Miller	Stacy
Bennett	Goss	Morey	Stephens
Berri	Griffin	Nice	Sullivan
Biglin	Hammond	Oakley	Sunderlin
Bordwell	Hardy	Parry	Tewksbury
Braman	Hazelton	Patten	Thorp
Brewer	Herrick	Petty	Townsend
Brown	Hiller	Philpot	Waelner
Bulkley	Hoag	G. Pope	Wagstaff
Burritt	Houghton	S. G. Pope	Weed
Cauldwell	Jones	Prince	West
Clark	Kshinka	Ryan	Witbeck
Coffey	Lawrence	Sanford	Wight
Colahan	Leake	Scherman	C. B. Wood
Comstock	Lincoln		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to ratify and confirm the proceedings to incorporate the religious society known as 'The Rector, Churchwardens and Vestrymen of the Church of the Heavenly Rest, in the city and county of New York, and to legalize and confirm its acts,'" with a message informing that they had passed the same, with the following amendment:

Add at the end of section 2 the following: "Nothing herein contained shall affect any rights vested or actions or proceedings commenced before the passage of this act."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lawrence	Schifferdecker
Alberger	Daly	Leake	Shattuck
Allen	Davis	Lincoln	Sherwood
Alvord	Deane	Lockwood	Simon
Badger	Denniston	Lynde	Sloan
Barrow	Dickson	Mackin	H. Smith
Bassett	Eastman	McAfee	J. W. Smith
Batcheller	Farrar	McQueen	Speaker
Beecher	Foots	Melvin	C. S. Spencer
Bennett	Goss	W. Miller	Stacy
Berri	Gregory	Morey	Sullivan
Biglin	Griffin	Nice	Sunderlin
Bordwell	Hanrahan	Oakley	Taylor
Bostwick	Hardy	Parry	Tewksbury
Braman	Hazelton	Patten	Thorp
Brewer	Herrick	Petty	Townsend
Bulkley	Hiller	Philpot	West
Burritt	Hoag	G. Pope	Whalen
Carpenter	Holden	S. G. Pope	Wight
Cauldwell	Hussey	Prince	C. B. Wood
Chadwick	Jones	Sanford	P. Woods
Clark	Kshinka	Scherman	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to legalize the acts of John H. Mattice, as justice of the peace of the town of Broome, in the county of Schoharie," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 2 the following: "Nothing herein contained shall affect any action or proceeding now pending in any court of this State."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Leake	Shattuck
Alberger	Comstock	Lincoln	Sherwood
Allen	Deane	Lockwood	Simon
Alvord	Denniston	Lynde	Sloan
Badger	Dickson	Mackin	H. Smith
Barrow	Eastman	Manley	J. W. Smith
Bassett	Ely	Melvin	Snyder
Batcheller	Farrar	E. Miller	Speaker

Beebe	Fish	W. Miller	C. S. Spencer
Beecher	Foots	Morey	Stacy
Bennett	Goss	Nice	Stover
Berri	Hardy	Oakley	Sullivan
Biglin	Hayes	Parry	Sunderlin
Bordwell	Hazelton	Patten	Taylor
Bostwick	Herrick	Persons	Tewksbury
Braman	Hiller	Petty	Thorp
Brewer	Hoag	G. Pope	Vedder
Brown	Houghton	S. G. Pope	Whalen
Bulkley	Hussey	Prince	Witbeck
Burritt	Jones	Sanford	Wight
Carpenter	Kirk	Scherman	C. B. Wood
Chadwick	Lawrence	Schifferdecker	P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, requesting concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the Sag Harbor Wharf Company,' passed April 19, 1833," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act for the protection and preservation of fish in that portion of the Wallkill river in the county of Ulster," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to extend the time for the exercise and discharge of the official duties and for the completion of the work of the commissioners of streets, roads, avenues and parks in Long Island City," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act relative to the investment of the funds of 'The Universalist General Convention,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to release the interest of the people of the State of New York in certain real estate to Lucelia Willis," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on petitions of aliens.

"An act for the relief of Hiram Buck," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

"An act to authorize the canal commissioner in charge of the middle division of the Erie canal to widen and deepen the Stroud, Chapman, Olcott and Douglass ditches, so-called, in Cowasselon swamp, and to dig and construct such new ditches as may be necessary to drain said swamp and lowlands of the surplus waters of the Erie canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to amend the provisions of the Revised Statutes relative to the proof of wills," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the sentencing of certain convicts and criminals convicted in Greene county to hard labor, and their employment at such labor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on State prisons.

"An act to amend an act entitled 'An act providing for the opening and improvement of new roads and avenues and closing old highways in the town of Flatbush, in Kings county,' passed April 19, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend the charter of the Central Trust Company of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to authorize the construction of a street railroad in the village of Catskill," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend an act entitled 'An act to incorporate the city of Cohoes,' passed May 19, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend the Revised Statutes relating to guardians and wards," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act in relation to the superior court of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to enable the mayor and common council of Long Island City to borrow money," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to authorize the Cannon Street Baptist Church, in the city of New York, to sell certain lands in the city of Brooklyn, formerly used for cemetery purposes, and to perfect title in the purchasers thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to erect a portion of the village of Sidney Plains, in Delaware county, into a separate road district," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend an act entitled 'An act to vacate and amend an act entitled An act to incorporate the city of Yonkers, passed June 1, 1872,' passed January 28, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to legalize the official acts of William R. Tanner, as notary public," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend the charter of the village of Canajoharie, and to revise and consolidate the several acts relating thereto," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

The bill entitled "An act to incorporate the New York Board of Fire Insurance Brokers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 24 }
{ NOES 59 }

Those who voted in the affirmative, were

Allen	Coffey	Prince	Speaker
Badger	Landfield	Scherman	C. S. Spencer
Bassett	W. Miller	Schifferdecker	Stephens
Beecher	Oakley	Simon	Taylor
Bennett	Petty	Sloan	Wight
Carpenter	Philpot	H. Smith	Worth

Those who voted in the negative, were

Abeel	Denniston	Holden	Sherwood
Alvord	Dickson	Hussey	J. W. Smith
Batcheller	Donahue	Kshinka	Snyder
Bordwell	Ely	Lawrence	G. W. Spencer
Bostwick	Farrar	Lincoln	Stacy
Braman	Fish	Lynde	Sullivan
Brewer	Foote	Manley	Sunderlin
Brown	Griffin	McAfee	Thorp
Bulkley	Hammond	McQueen	Townsend
Chadwick	Hanrahan	Melvin	Vedder
Clark	Hardy	E. Miller	West
Colahan	Hazelton	Morey	Whalen
Comstock	Healey	S. G. Pope	Winfield
Coughlin	Herrick	Sanford	C. B. Wood
Davis	Hiller	Shattuck	

The bill entitled "An act to repeal chapter 760 of the Laws of 1870, entitled 'An act to amend chapter 727 of the Laws of 1869, entitled An act authorizing cities and villages to acquire title to property for burial purposes, and to levy taxes for the payment of the same,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Leake	Schifferdecker
Alberger	Davis	Lincoln	Shattuck
Allen	Deane	Lynde	Sherwood
Alvord	Denniston	Mackin	Sloan

Badger	Donahue	Manley	H. Smith
Barrow	Eastman	McAfee	Snyder
Bassett	Farrar	McGroarty	C. S. Spencer
Beebe	Fish	Melvin	G. W. Spencer
Beecher	Foote	E. Miller	Stacy
Bennett	Gregory	W. Miller	Stephens
Berri	Griffin	Morey	Stover
Biglin	Hammond	Oakley	Sunderlin
Blessing	Hanrahan	O'Callaghan	Taylor
Bordwell	Hayes	Parry	Thorp
Bostwick	Healey	Patten	Townsend
Brewer	Herrick	Persons	Vedder
Brown	Hiller	Petty	Weed
Bulkley	Hoag	G. Pope	West
Burritt	Holden	S. G. Pope	Witbeck
Carpenter	Houghton	Prince	Winfield
Chadwick	Hussey	Quinn	C. B. Wood
Clark	Kshinka	Ryan	P. Woods
Cleary	Landfield	Sanford	Worth
Comstock	Lawrence		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the village of Dunkirk to purchase certain real estate in said village known as the 'Arsenal,' for a city hall, and to issue the bonds of said village in payment thereof, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 103 }
{ NOES 000 }

Those who voted in the affirmative, were

Abeel	Daly	Lockwood	Schifferdecker
Alberger	Deane	Lynde	Shattuck
Allen	Denniston	Mackin	Sherwood
Alvord	Dickson	Manley	Sloan
Badger	Donahue	McAfee	H. Smith
Barrow	Eastman	McGroarty	Snyder
Batcheller	Ely	McQueen	Speaker
Beebe	Farrar	Melvin	C. S. Spencer
Beecher	Fish	E. Miller	G. W. Spencer
Bennett	Foote	W. Miller	Stacy
Berri	Gregory	Morey	Stephens
Biglin	Griffin	Murray	Stover
Bordwell	Gurnee	Oakley	Sunderlin
Bostwick	Hardy	O'Callaghan	Taylor
Braman	Hayes	Parry	Tewksbury
Brewer	Hazelton	Philpot	Townsend
Bulkley	Herrick	Petty	Vedder
Burritt	Hiller	Phillips	Weed

Carpenter	Hoag	G. Pope	West
Cauldwell	Holden	S. G. Pope	Whalen
Clark	Houghton	Prince	Wight
Cleary	Hussey	Quinn	Winfield
Coffey	Jones	Ryan	C. B. Wood
Colahan	Kshinka	Sanford	P. Woods
Comstock	Lawrence	Scherman	Worth
Coughlin	Leake		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act supplementary to an act to amend an act to incorporate the city of Ogdensburgh, passed April 27, 1868, and the acts amending the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 99 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lawrence	Shattuck
Alberger	Daly	Leake	Sherwood
Allen	Davis	Lincoln	Simon
Alvord	Denniston	Lynde	Sloan
Badger	Dickson	Mackin	H. Smith
Bassett	Donahue	McAfee	Snyder
Batcheller	Eastman	McGroarty	C. S. Spencer
Beebe	Ely	McQueen	G. W. Spencer
Beecher	Farrar	Melvin	Stacy
Bennett	Fish	E. Miller	Stephens
Berri	Foots	W. Miller	Stover
Blessing	Gregory	Morey	Sunderlin
Bordwell	Griffin	Oakley	Taylor
Bostwick	Hammond	O'Callaghan	Tewksbury
Branan	Hanrahan	Parry	Thorp
Brewer	Hardy	Persons	Townsend
Brown	Hayes	Petty	Vedder
Bulkley	Hazelton	Philpot	Weed
Burritt	Healey	G. Pope	West
Carpenter	Hiller	S. G. Pope	Whalen
Cauldwell	Hoag	Prince	Wight
Chadwick	Holden	Ryan	Winfield
Clark	Houghton	Sanford	C. B. Wood
Colahan	Hussey	Scherman	Worth
Comstock	Landfield	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for a lease of land to the Samaritan Home for the Aged of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Clark	Houghton	Ryan
Alberger	Comstock	Landfield	Sanford
Allen	Coughlin	Leake	Scherman
Alvord	Daly	Lincoln	Schifferdecker
Badger	Davis	Lynde	Sherwood
Barrow	Deane	Mackin	Sloan
Batcheller	Denniston	Manley	H. Smith
Beebe	Dickson	McAfee	Snyder
Beecher	Donahue	McGroarty	C. S. Spencer
Bennett	Eastman	McQueen	G. W. Spencer
Berri	Farrar	Melvin	Stephens
Biglin	Fish	E. Miller	Stover
Bordwell	Foots	W. Miller	Sunderlin
Bostwick	Gregory	Oakley	Taylor
Braman	Griffin	Parry	Tewksbury
Brewer	Hardy	Patten	Townsend
Brown	Hayes	Petty	Whalen
Bulkley	Hazelton	Philpot	Witbeck
Burritt	Healey	G. Pope	Wight
Carpenter	Hiller	S. G. Pope	Winfield
Cauldwell	Hoag	Prince	C. B. Wood
Chadwick	Holden	Quinn	Worth

For the negative,

Waehner

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Daly	Lynde	Schifferdecker
Alberger	Davis	Mackin	Shattuck
Allen	Denniston	Manley	Simon
Alvord	Dickson	McAfee	Sloan
Badger	Donahue	McGroarty	H. Smith

Barrow	Eastman	McQueen	Snyder
Bassett	Farrar	Melvin	C. S. Spencer
Beebe	Fish	E. Miller	G. W. Spencer
Beecher	Foots	W. Miller	Stephens
Bennett	Griffin	Morey	Stover
Berri	Gurnee	Oakley	Taylor
Biglin	Hardy	O'Callaghan	Tewksbury
Blessing	Hayes	Parry	Thorp
Bordwell	Hazelton	Petty	Townsend
Bostwick	Herrick	Philpot	Weed
Braman	Hiller	G. Pope	West
Brewer	Hoag	S. G. Pope	Whalen
Brown	Holden	Prince	Witbeck
Bulkley	Landfield	Quinn	Wight
Carpenter	Lawrence	Ryan	P. Woods
Chadwick	Leaka	Sanford	Worth
Clark	Lincoln	Scherman	

For the negative,

Comstock

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the village of Bath-on-the-Hudson, Rensselaer county, New York," being announced for a third reading,

On motion of Mr. Dickson, said bill was recommitted to the committee on affairs of villages, retaining its place on the calendar of third reading of bills, with instructions to amend as follows:

To strike out from section 1, lines 18, 19, 20, 21, 22, 23, and to and including the word "river" in line 24, and to insert the following after line 17, viz.: "South eighty-six (86) degrees thirty (30) minutes west, about 1,194 feet to a stone monument, in the center of a gateway at the entrance to the grounds of P. S. Forbes; thence north twenty-one (21) degrees twenty-five (25) minutes east, about four hundred and six (406) feet to a stone monument; thence north forty (40) degrees thirty (30) minutes west, about seventeen hundred (1700) feet to the Hudson river." And also to strike out from same section the word "three" in line 30, and the words "hundred and sixty-three acres, as surveyed by L. D. Eddy," in line 31, and insert the words "two hundred and fifty (250) acres, as surveyed by L. D. Eddy and others."

Strike out in section 9, line 2, after the word "assessed," and including the word "right."

Strike out in section 12, line 7, all after the word "tax."

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, reported said bill as directed by the House.

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Sanford
Alberger	Coughlin	Lawrence	Scherman
Allen	Daly	Leake	Schifferdecker
Alvord	Davis	Lincoln	Shattuck
Badger	Deane	Lynde	Sherwood
Bassett	Denniston	Mackin	Simon
Batcheller	Dickson	Manley	Sloan
Beecher	Donahue	McAfee	H. Smith
Bennett	Eastman	McGroarty	J. W. Smith
Berri	Farrar	McQueen	C. S. Spencer
Biglin	Fish	Melvin	Stacy
Blessing	Foots	E. Miller	Stephens
Bordwell	Goss	W. Miller	Stover
Bostwick	Gregory	Murray	Sunderlin
Braman	Griffin	O'Callaghan	Taylor
Brown	Hammond	Parry	Tewksbury
Bulkley	Hardy	Petty	Townsend
Burritt	Hayes	Philpot	Vedder
Carpenter	Hazelton	G. Pope	West
Cauldwell	Hiller	S. G. Pope	Whalen
Chadwick	Hoag	Prince	Wight
Clark	Holden	Quinn	Winfield
Cleary	Hussey	Ryan	Worth
Colahan	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act relating to the publication of notices of election," being announced for a third reading,

Mr. Sullivan moved to commit said bill to the committee on public printing, retaining its place on the calendar of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act for the relief of the Hebrew Benevolent and Orphan Asylum Society of the city of New York, and to authorize changes in conditions and leases to said society," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Sanford
Alberger	Coughlin	Lockwood	Scherman
Allen	Daly	Lynde	Schifferdecker
Alvord	Davis	Mackin	Sherwood
Barrow	Deane	Manley	Sloan
Batcheller	Dickson	McAfee	H. Smith

Beebe	Eastman	McGroarty	Snyder
Beecher	Farrar	McQueen	C. S. Spencer
Bennett	Fish	E. Miller	Stacy
Berri	Gregory	W. Miller	Stover
Blessing	Griffin	Morey	Sullivan
Bordwell	Hardy	Murray	Taylor
Bostwick	Hayes	Oakley	Tewksbury
Braman	Hazelton	O'Callaghan	Townsend
Brewer	Healey	Parry	Vedder
Brown	Herrick	Patten	Wagstaff
Bulkley	Hiller	Petty	Weed
Burritt	Houghton	Philpot	West
Carpenter	Hussey	G. Pope	Whalen
Cauldwell	Landfield	S. G. Pope	Wight
Chadwick	Lawrence	Prince	Winfield
Clark	Leake	Quinn	C. B. Wood
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relating to the preservation of fish within the county of Cortland, State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 5 }

Those who voted in the affirmative, were

Abel	Chadwick	Houghton	Prince
Alberger	Clark	Hussey	Sherwood
Allen	Comstock	Landfield	Simon
Alvord	Coughlin	Lawrence	H. Smith
Badger	Daly	Leake	J. W. Smith
Bassett	Deane	Lincoln	Snyder
Batcheller	Denniston	Lynde	C. S. Spencer
Beebe	Donahue	Mackin	G. W. Spencer
Beecher	Farrar	Manley	Stover
Bennett	Fish	McGroarty	Taylor
Berri	Foot	Melvin	Tewksbury
Blessing	Gregory	W. Miller	Thorp
Bordwell	Griffin	Morey	Townsend
Bostwick	Gurnee	Oakley	Vedder
Braman	Hammond	O'Callaghan	Wagstaff
Brown	Hardy	Petty	West
Bulkley	Hayes	Phillips	Whalen
Burritt	Hazelton	Philpot	Wight
Carpenter	Healey	G. Pope	C. B. Wood
Cauldwell	Holden	S. G. Pope	Worth

Those who voted in the negative, were

Kirk	Ryan	Soherman	Stephens
McQueen			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to change the name of the village of Warren, in Rockland county, State of New York, to 'Haverstraw,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lawrence	Schifferdecker
Alberger	Coughlin	Leake	Shattuck
Allen	Daly	Lincoln	Sherwood
Alvord	Deane	Lockwood	Sloan
Badger	Denniston	Lynde	H. Smith
Barrow	Dickson	Mackin	Snyder
Bassett	Eastman	Manley	C. S. Spencer
Batcheller	Ely	McAfee	G. W. Spencer
Beebe	Farrar	McGroarty	Stacy
Beecher	Fish	McQueen	Stephens
Bennett	Foote	Melvin	Stover
Berri	Gregory	E. Miller	Sunderlin
Bordwell	Griffin	W. Miller	Taylor
Bostwick	Hardy	Morey	Tewksbury
Braman	Hayes	Nice	Thorp
Brewer	Hazelton	Parry	Townsend
Brown	Herrick	Petty	Vedder
Bulkley	Hiller	Phillips	Weed
Burritt	Holden	Philpot	West
Carpenter	Houghton	S. G. Pope	Whalen
Cauldwell	Hussey	Prince	Witbeck
Chadwick	Jones	Sanford	Wight
Clark	Landfield	Scherman	Worth
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the trustees of the First Presbyterian Church in Catlin, in the town of Dix, Schuyler county, State of New York, to remove the bodies buried in the burial ground belonging to said church, to the burial ground of the Moreland Cemetery Association, and to empower said trustees to sell and convey the title of said burial ground, and the old church lot adjoining, after the bodies have been removed," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Hussey	Scherman
Alberger	Colahan	Jones	Schifferdecker
Allen	Comstock	Leake	Shattuck
Alvord	Daly	Lincoln	Sherwood
Badger	Davis	Lockwood	Sloan
Bassett	Deane	Lynde	H. Smith
Batcheller	Denniston	Mackin	Snyder
Beebe	Dickson	Manley	C. S. Spencer
Beecher	Donahue	McAfee	G. W. Spencer
Bennett	Eastman	McQueen	Stephens
Berri	Ely	Melvin	Stover
Biglin	Farrar	E. Miller	Sunderlin
Blessing	Fish	W. Miller	Taylor
Bordwell	Goss	Murray	Tewksbury
Bostwick	Griffin	Nice	Thorp
Braman	Haurahan	Parry	Townsend
Brewer	Hayes	Petty	Vedder
Brown	Hazleton	Philpot	Weed
Bulkley	Healey	G. Pope	West
Burritt	Hiller	S. G. Pope	Whalen
Carpenter	Hong	Prince	Witbeck
Cauldwell	Holden	Quinn	Wight
Clark	Houghton	Sanford	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the erection of a school-house in school district No. 3 of the town of Flatlands, in the county of Kings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Scherman
Alberger	Daly	Lockwood	Schifferdecker
Allen	Davis	Lynde	Shattuck
Alvord	Deane	Manley	Sherwood
Badger	Denniston	McAfee	Simon
Bassett	Dickson	McGroarty	Sloan
Batcheller	Donahue	McQueen	H. Smith
Beecher	Eastman	Melvin	J. W. Smith
Bennett	Farrar	E. Miller	C. S. Spencer
Berri	Fish	W. Miller	Stacy
Biglin	Foote	Murray	Stephens
Blessing	Gregory	Nice	Stover
Bostwick	Griffin	O'Callaghan	Sunderlin

Braman	Hardy	Parry	Taylor
Brown	Hazelton	Petty	Tewksbury
Bulkley	Herrick	Philpot	Townsend
Burritt	Hiller	G. Pope	Vedder
Carpenter	Holden	S. G. Pope	Weed
Cauldwell	Jones	Prince	West
Chadwick	Knapp	Quinn	Whalen
Clark	Landfield	Ryan	Witbeck
Cleary	Lawrence	Sanford	Wight

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the commissioners of highways of the several towns through which the Mohawk turnpike passes to contract," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Landfield	Scherman
Alberger	Coughlin	Lawrence	Schifferdecker
Allen	Daly	Leake	Shattuck
Alvord	Davis	Lincoln	Sherwood
Badger	Deane	Lynde	Simon
Barrow	Dickson	Mackin	Sloan
Bassett	Donahue	Manley	H. Smith
Beebe	Eastman	McAfee	J. W. Smith
Beecher	Ely	McGroarty	C. S. Spencer
Bennett	Farrar	McQueen	Stacy
Berri	Fish	Melvin	Taylor
Biglin	Foote	E. Miller	Tewksbury
Blessing	Goss	W. Miller	Thorp
Bordwell	Griffin	Morey	Vedder
Bostwick	Hardy	Nice	Wagstaff
Braman	Hayes	O'Callaghan	Weed
Brown	Hazelton	Parry	West
Bulkley	Healey	Petty	Whalen
Burritt	Hiller	Philpot	Witbeck
Carpenter	Hoag	G. Pope	Wight
Cauldwell	Holden	S. G. Pope	C. B. Wood
Chadwick	Hussey	Prince	P. Woods
Clark	Jones	Ryan	Worth
Colahan	Knapp	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the Dry Dock Savings Institution of the city of New York to change its location," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Prince
Alberger	Coughlin	Landfield	Sanford
Allen	Daly	Lawrence	Scherman
Alvord	Davis	Leake	Schifferdecker
Badger	Deane	Lincoln	Shattuck
Bassett	Denniston	Lynde	Sherwood
Beebe	Dickson	Mackin	Sloan
Beecher	Farrar	Manley	J. W. Smith
Bennett	Fish	McAfee	C. S. Spencer
Berri	Foote	McGroarty	Stacy
Biglin	Goss	McQueen	Stephens
Blessing	Gregory	Melvin	Stover
Bostwick	Griffin	E. Miller	Sunderlin
Brown	Hardy	W. Miller	Taylor
Bulkley	Hayes	Morey	Tewksbury
Burritt	Hazelton	Murray	Townsend
Carpenter	Hiller	O'Callaghan	Vedder
Cauldwell	Hoag	Parry	Weed
Chadwick	Holden	Petty	West
Clark	Houghton	Philpot	Whalen
Coffey	Hussey	G. Pope	Wight
Cleary	Jones	S. G. Pope	Worth
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the town of Oswegatchie to raise money to build a bridge over the Oswegatchie river, above the mill-dam, in the city of Ogdensburg, appointing commissioners for that purpose, and providing means for payment," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Sanford
Alberger	Coughlin	Knapp	Scherman
Allen	Daly	Kshinka	Schifferdecker
Alvord	Davis	Lawrence	Shattuck
Badger	Deane	Leake	Sherwood
Bassett	Denniston	Lincoln	Simon
Batcheller	Dickson	Lynde	Sloan

Beebe	Donahue	Mackin	H. Smith
Beecher	Eastman	Manley	C. S. Spencer
Bennett	Ely	McAfee	G. W. Spencer
Berri	Farrar	McGroarty	Stephens
Biglin	Fish	McQueen	Stover
Blessing	Foots	Melvin	Sunderlin
Bostwick	Goss	E. Miller	Taylor
Braman	Gregory	W. Miller	Thorp
Brown	Griffin	Morey	Townsend
Bulkley	Hardy	Murray	Vedder
Burritt	Hayes	Nice	Weed
Carpenter	Hazelton	Parry	West
Cauldwell	Hiller	Petty	Whalen
Chadwick	Hoag	Philpot	Witbeck
Clark	Holden	G. Pope	Wight
Cleary	Houghton	S. G. Pope	C. B. Wood
Colahan	Hussey	Prince	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the 'Sans Souci Club of Lansingburgh,'" being announced for a third reading,

Mr. Phillips moved to recommit said bill to the committee on local and special laws, retaining its place on third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 3 }

Those who voted in the affirmative, were

Alvord	Deane	Leake	Shattuck
Badger	Denniston	Lincoln	Simon
Bassett	Dickson	Lockwood	Sloan
Beebe	Eastman	Mackin	J. W. Smith
Beecher	Goss	Manley	C. S. Spencer
Bennett	Gregory	McAfee	Stacy
Blessing	Griffin	McGroarty	Stephens
Bordwell	Gurnee	Melvin	Stover
Brewer	Hanrahan	E. Miller	Taylor
Brown	Hardy	W. Miller	Thorp
Bulkley	Hazelton	Morey	Townsend
Burritt	Healey	Nice	Weed
Carpenter	Hiller	Oakley	West
Cauldwell	Hoag	G. Pope	Whalen
Chadwick	Houghton	S. G. Pope	Wight
Clark	Jones	Ryan	Winfield
Coffey	Knapp	Sanford	P. Woods
Comstock	Kshinka	Scherman	Worth
Daly			

Those who voted in the negative, were

Allen	Prince	Vedder
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to consolidate the Albany Hospital with the Albany Medical College," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Cleary	Hoag	S. G. Pope
Alberger	Coffey	Houghton	Prince
Allen	Colahan	Hussey	Ryan
Alvord	Comstock	Jones	Scherman
Badger	Daly	Leake	Schifferdecker
Barrow	Davis	Lincoln	Shattuck
Batcheller	Denniston	Lockwood	Sloan
Beebe	Dickson	Mackin	H. Smith
Bennett	Eastman	McGroarty	J. W. Smith
Berri	Farrar	Melvin	Stephens
Biglin	Fish	E. Miller	Stover
Bostwick	Foote	W. Miller	Taylor
Brewer	Gregory	Morey	Thorp
Brown	Griffin	Murray	Townsend
Bulkley	Gurnee	Nice	Wahner
Burritt	Hanrahan	Oakley	Wagstaff
Carpenter	Hayes	Parry	Weed
Cauldwell	Hazelton	Patten	West
Chadwick	Healey	Petty	Whalen
Clark	Hiller	G. Pope	Winfield

Those who voted in the negative, were

Holden Vedder

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to change the time of electing trustees of the Camp Meeting Association of the Methodist Episcopal Church in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Knapp	Schifferdecker
Alberger	Comstock	Landfield	Shattuck
Allen	Coughlin	Leake	Simon
Alvord	Davis	Lincoln	Sloan

Badger	Deane	Lockwood	H. Smith
Barrow	Denniston	Mackin	J. W. Smith
Bassett	Dickson	Manley	C. S. Spencer
Batcheller	Eastman	McQueen	Stacy
Beebe	Ely	Melvin	Stephens
Beecher	Farrar	W. Miller	Sunderlin
Bennett	Foote	Morey	Taylor
Berri	Goss	Nice	Thorp
Biglin	Gurneo	Oakley	Townsend
Bostwick	Hanrahan	Petty	Vedder
Brewer	Hardy	Philpot	Weed
Brown	Hazelton	G. Pope	West
Bulkley	Hoag	S. G. Pope	Whalen
Burritt	Holden	Prince	Wight
Cauldwell	Houghton	Ryan	Winfield
Chadwick	Hussey	Sanford	P. Woods
Clark	Jones	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to taxes in the city of Syracuse," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Kirk	Schifferdecker
Alberger	Davis	Leake	Shattuck
Allen	Deane	Lincoln	Simon
Alvord	Denniston	Lockwood	Sloan
Badger	Dickson	Mackin	H. Smith
Barrow	Eastman	Manley	J. W. Smith
Bassett	Ely	McAfee	Snyder
Batcheller	Farrar	McQueen	C. S. Spencer
Beebe	Fish	Melvin	Stacy
Beecher	Foote	E. Miller	Stover
Bennett	Goss	W. Miller	Sunderlin
Berri	Gregory	Morey	Taylor
Biglin	Griffin	Nice	Thorp
Bordwell	Gurneo	Oakley	Townsend
Bostwick	Hardy	Parry	Vedder
Bulkley	Hayes	Patten	Weed
Burritt	Hazelton	Philpot	West
Carpenter	Hiller	G. Pope	Whalen
Cauldwell	Hoag	S. G. Pope	Witbeck
Chadwick	Houghton	Prince	Wight
Clark	Hussey	Ryan	P. Woods
Comstock	Johnson	Sanford	Worth
Coughlin	Jones	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend chapter 467 of the Laws of 1862, entitled An act to prevent the adulteration of milk, and prevent the traffic in impure and unwholesome milk,' passed May 2, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Dickson	Leake	Shattuck
Allen	Eastman	Lincoln	Simon
Alvord	Ely	Lockwood	H. Smith
Badger	Farrar	McAfee	J. W. Smith
Bassett	Fish	McGroarty	Snyder
Beecher	Foote	Melvin	C. S. Spencer
Bennett	Goss	E. Miller	G. W. Spencer
Biglin	Gregory	W. Miller	Stacy
Bostwick	Griffin	Morey	Stephens
Brewer	Gurnee	Murray	Sullivan
Brown	Hanrahan	Nice	Sunderlin
Bulkley	Hazelton	Oakley	Taylor
Carpenter	Healey	Petty	Thorp
Cauldwell	Hiller	G. Pope	Townsend
Chadwick	Hoag	S. G. Pope	Vedder
Clark	Holden	Prince	Waehner
Cleary	Houghton	Quinn	Wagstaff
Coffey	Hussey	Ryan	West
Comstock	Jones	Sanford	Witbeck
Daly	Knapp	Scherman	P. Woods
Denniston	Lawrence	Schifferdecker	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the management of the bridge crossing the Mohawk river, between the city of Schenectady and town of Glenville, in the county of Schenectady," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Landfield	Schifferdecker
Allen	Daly	Leake	Shattuck
Alvord	Deane	Lincoln	Sherwood

Badger	Denniston	Lockwood	Sloan
Barrow	Dickson	McAfee	H. Smith
Bassett	Eastman	McGroarty	J. W. Smith
Batcheller	Ely	McQueen	C. S. Spencer
Beebe	Farrar	Melvin	Stacy
Beecher	Fish	E. Miller	Stephens
Bennett	Foote	Morey	Sullivan
Berri	Goss	Nice	Sunderlin
Biglin	Hanrahan	Oakley	Thorp
Bordwell	Hardy	Parry	Townsend
Bostwick	Hayes	Petty	Vedder
Brown	Healey	G. Pope	Weed
Bulkley	Hiller	S. G. Pope	West
Burritt	Hoag	Prince	Whalen
Carpenter	Houghton	Quinn	Wight
Cauldwell	Hussey	Ryan	P. Woods
Chadwick	Jones	Sanford	Worth
Clark	Knapp	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate and change the name of the Associate Congregation of Bovina, and to authorize said society to take and hold by gift, devise, purchase, or otherwise, real and personal estate, and to sell their glebe," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Sanford
Alberger	Coughlin	Law	Scherman
Allen	Daly	Lawrence	Schifferdecker
Alvord	Davis	Lincoln	Shattuck
Badger	Deane	Lockwood	Sherwood
Bassett	Denniston	Lynde	Simon
Batcheller	Dickson	Mackin	Sloan
Beecher	Donahue	Manley	Snyder
Bennett	Eastman	McAfee	C. S. Spencer
Berri	Farrar	McGroarty	G. W. Spencer
Biglin	Fish	McQueen	Stephens
Blessing	Foote	Melvin	Taylor
Bordwell	Goss	E. Miller	Tewksbury
Bostwick	Gregory	W. Miller	Townsend
Braman	Griffin	Morey	Vedder
Brown	Hardy	Oakley	Wagstaff
Bulkley	Herrick	Parry	Weed
Burritt	Hiller	Petty	West
Cauldwell	Hoag	Philpot	Witbeck

Chadwick
Clark
Cleary
Coffey

Holden
Houghton
Jones

G. Pope
S. G. Pope
Prince

Winfield
P. Woods
Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend and supplementary to chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Queens county.'"

"An act to amend 'An act to authorize the trustees of the village of Flushing to issue bonds and raise money for the purchase of a steam fire engine, and for the mapping and establishment of lines and grades for the streets and public places in said village,' passed April 18, 1872."

"An act to amend chapter 320 of the Laws of 1860, entitled 'An act to incorporate the Schoharie Valley Stock Growers' Association.'"

"An act for the removal of certain old burial grounds in the village of Amsterdam, Montgomery county."

"An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations."

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend chapter 526 of the Laws of 1873, entitled 'An act to incorporate the Monticello and White Lake Turnpike Company,' passed May 16, 1873."

"An act to extend the time for the organization of the Mutual Trust Institution of the city of New York."

"An act authorizing the supervisor of the town of Kiantone, in the county of Chautauqua, to convey to the Maple Grove Cemetery Association the lands now held by the said town, and used for cemetery purposes."

Ordered, That the Clerk deliver said bills to the Governor.

The bill entitled "An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations," being announced for a third reading,

Mr. Badger moved to recommit said bill to the committee on ways and means, with instructions to strike out the item relative to the claim of John Swinburne, retaining its place on the calendar of third reading of bills, and to report the same forthwith.

Mr. Vedder moved to amend the motion of Mr. Badger by striking out the words "strike out the item relative to the claim of John Swinburne," and insert in lieu thereof after the words "ninety thousand dollars," the following: "or so much thereof as the Comptroller shall find upon investigation to be due said Swinburne, as health officer of the port of New York, as compensation, the same as heretofore paid his predecessor and successors in office for like services."

Debate was had thereon, when

Mr. Fish moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

{ AYES 43 }
{ NOES 61 }

Those who voted in the affirmative, were

Abeel	Clark	Griffin	Parry
Alberger	Coffey	Hayes	Patten
Badger	Coughlin	Healey	G. Pope
Barrow	Daly	Lynde	Sloan
Beebe	Davis	Mackin	Waehner
Bennett	Denniston	McGroarty	Weed
Biglin	Donahue	McQueen	West
Blessing	Eastman	Melvin	Whalen
Bostwick	Fish	W. Miller	Wight
Braman	Goss	Murray	Worth
Brewer	Gregory	O'Callaghan	

Those who voted in the negative, were

Allen	Farrar	Kshinka	Sherwood
Alvord	Footo	Landfield	Simon
Beecher	Gurnee	Lockwood	H. Smith
Berri	Hammond	Manley	J. W. Smith
Bordwell	Hanrahan	McAfee	Snyder
Brown	Hardy	E. Miller	C. S. Spencer
Bulkley	Hazelton	Morey	G. W. Spencer
Burritt	Herriek	Nice	Stacy
Carpenter	Hiller	Petty	Thorp
Cauldwell	Hoag	Phillips	Townsend
Chadwick	Holden	S. G. Pope	Vedder
Cleary	Houghton	Prince	Wagstaff
Colahan	Hussey	Sanford	Winfield
Comstock	Jones	Scherman	C. B. Wood
Deane	Kirk	Schifferdecker	P. Woods
Ely			

Mr. Vedder by unanimous consent amended his amendment, by adding thereto the words "and also to strike out the words 'said sum is hereby audited, ascertained, determined and allowed as due to him.'"

Mr. Speaker put the question whether the House would agree to said motion of Mr. Vedder, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Badger, and it was determined in the affirmative.

{ AYES 109 }
{ NOES 8 }

Those who voted in the affirmative, were

Abeel	Deane	Lincoln	Shattuck
Allen	Denniston	Lockwood	Sherwood
Alvord	Eastman	Lynde	Simon
Badger	Ely	Mackin	Sloan
Barrow	Farrar	McAfee	H. Smith
Bassett	Fish	McGroarty	J. W. Smith
Batcheller	Footo	McQueen	Snyder
Beebe	Goss	Melvin	Speaker
Beecher	Gregory	E. Miller	G. W. Spencer

Bennett	Gurnee	W. Miller	Stacy
Berri	Hammond	Morey	Stover
Biglin	Hanrahan	Murray	Sullivan
Blessing	Hayes	Nice	Sunderlin
Bordwell	Hazelton	Oakley	Taylor
Bostwick	Healey	O'Callaghan	Thorp
Braman	Herrick	Parry	Townsend
Brewer	Hiller	Patten	Vedder
Brown	Hoag	Petty	Waehner
Burritt	Holden	Phillips	Wagstaff
Cauldwell	Houghton	Philpot	Weed
Chadwick	Hussey	G. Pope	West
Clark	Jones	S. G. Pope	Whalen
Cleary	Kirk	Prince	Wight
Colahan	Kshinka	Ryan	Winfield
Comstock	Landfield	Sanford	C. B. Wood
Coughlin	Lawrence	Scherman	P. Woods
Daly	Leake	Schifferdecker	Worth
Davis			

Those who voted in the negative, were

Alberger	Coffey	Donahue	Manley
Carpenter	Dickson	Hardy	C. S. Spencer

Mr. Batcheller, from the committee on ways and means, reported said bill as directed by the House.

Said bill being again announced for a third reading,

Mr. Prince moved to recommit said bill to the committee on ways and means with instructions to amend by striking out the words "five hundred thousand" in the item for appropriation to the new capitol, and report forthwith, retaining its place on the calendar of third reading of bills.

Pending the question,

Mr. Prince moved that the House now take a recess until 7½ o'clock.

Mr. Hammond moved that the House now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hammond, and it was determined in the affirmative.

At 2 o'clock and 57 minutes the House adjourned.

THURSDAY, APRIL 2, 1874.

The House met pursuant to adjournment.

Prayer by Rev. T. A. Snively.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Speaker then stated the pending question at the hour of adjournment yesterday to be upon the motion of Mr. Prince to recommit the bill entitled "An act making appropriations for certain expenses of gov-

ernment and supplying deficiencies in former appropriations," to the committee on ways and means, with instructions to amend the same by striking out the words "five hundred thousand," in the item for appropriation to the new capitol, and report forthwith, retaining its place on the calendar of third reading of bills.

Mr. Phillips moved to further amend by also instructing said committee to strike out all appropriation for compensations in excess of the amount allowed by law.

Mr. Batcheller moved to further amend by also instructing said committee to insert in line 545, after the word "seventy," the words "being the sum of five hundred dollars," relating to the removal of obstructions from Chautauqua lake and outlet.

Debate was had thereon, when

Mr. Oakley moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Phillips, and it was determined in the negative.

{ AYES 23 }
{ NOES 81 }

Those who voted in the affirmative, were

Batcheller	Denniston	Lockwood	Sherwood
Beecher	Ely	Nice	H. Smith
Brewer	Gregory	Parry	Stacy
Brown	Griffin	Phillips	Sunderlin
Bulkley	Gurnee	S. G. Pope	Thorp
Chadwick	Jones	Prince	

Those who voted in the negative, were

Abeel	Daly	Lawrence	Schifferdecker
Alberger	Davis	Leake	Simon
Alvord	Deane	Lincoln	J. W. Smith
Badger	Dickson	Mackin	Snyder
Barrow	Donahue	Manley	C. S. Spenceer
Bassett	Eastman	McGroarty	G. W. Spencer
Beebe	Farrar	McQueen	Stover
Bennett	Fish	Melvin	Sullivan
Berri	Foots	E. Miller	Taylor
Biglin	Hanrahan	W. Miller	Townsend
Blessing	Hardy	Morey	Vedder
Bordwell	Hayes	Murray	Waehner
Bostwick	Hazelton	Oakley	Wagstaff
Braman	Healey	O'Callaghan	West
Burritt	Hiller	Patten	Whalen
Carpenter	Hoag	Philpot	Witbeck
Cauldwell	Holden	G. Pope	Wight
Clark	Houghton	Quinn	Winfield
Coffey	Kirk	Ryan	C. B. Wood
Comstock	Kshinka	Scherman	P. Woods
Coughlin			

Mr. Speaker then put the question whether the House would agree said motion of Mr. Prince, and it was determined in the negative.

{ AYES 45 }
{ NOES 69 }

Those who voted in the affirmative, were

Abeel	Chadwick	Hiller	Philpot
Allen	Clark	Hoag	Prince
Badger	Deane	Holden	Sanford
Bassett	Denniston	Hussey	Shattuck
Batcheller	Ely	Jones	Sherwood
Beecher	Fish	Landfield	H. Smith
Bordwell	Foote	Lockwood	G. W. Spencer
Bostwick	Gregory	Mackin	Stacy
Brown	Griffin	Parry	Taylor
Bulkley	Gurnee	Petty	Thorp
Burritt	Hardy	Phillips	Winfield
Carpenter			

Those who voted in the negative, were

Alberger	Donahue	McQueen	J. W. Smith
Alvord	Eastman	Melvin	Snyder
Barrow	Farrar	E. Miller	C. S. Spencer
Beebe	Goss	W. Miller	Stover
Bennett	Hammond	Morey	Sullivan
Berri	Hanrahan	Murray	Sunderlin
Biglin	Hayes	Nice	Townsend
Blessing	Healey	Oakley	Vedder
Braman	Houghton	O'Callaghan	Waehner
Brewer	Kirk	Patten	Wagstaff
Cauldwell	Kshinka	G. Pope	West
Cleary	Lawrence	S. G. Pope	Whalen
Coffey	Leake	Quinn	Witbeck
Comstock	Lincoln	Ryan	Wight
Coughlin	Manley	Schifferdecker	C. B. Wood
Daly	McAfee	Simon	P. Woods
Davis	McGroarty	Sloan	Worth
Dickson			

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 24 }

Those who voted in the affirmative, were

Abeel	Comstock	Landfield	Scherman
Allen	Coughlin	Lawrence	Schifferdecker
Alvord	Daly	Leake	Sherwood
Badger	Davis	Lincoln	Simon
Barrow	Deane	Lockwood	Sloan

Bassett	Denniston	Mackin	H. Smith
Batcheller	Dickson	Manley	Snyder
Beecher	Eastman	McAfee	Speaker
Bennett	Farrar	McGroarty	C. S. Spencer
Berri	Fish	McQueen	G. W. Spencer
Biglin	Foote	E. Miller	Stacy
Blessing	Goss	Morey	Stover
Bordwell	Gregory	Oakley	Sunderlin
Bostwick	Hardy	O'Callaghan	Taylor
Braman	Hayes	Parry	Townsend
Brewer	Hazelton	Patten	Wagstaff
Brown	Hiller	Petty	Weed
Bulkley	Holden	Philpot	West
Burritt	Houghton	G. Pope	Whalen
Cauldwell	Hussey	S. G. Pope	Wight
Chadwick	Jones	Prince	P. Woods
Clark	Kirk	Quinn	Worth
Cleary	Kshinka	Sanford	

Those who voted in the negative, were

Alberger	Griffin	W. Miller	Thorp
Beebe	Gurnee	Murray	Vedder
Carpenter	Hammond	Phillips	Wahner
Coffey	Hanrahan	Ryan	Witbeck
Donahue	Healey	Shattuck	Winfield
Ely	Melvin	Sullivan	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and the several acts amendatory thereof,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Mackin	Sloan
Alberger	Deane	Manley	J. W. Smith
Allen	Denniston	McGroarty	Snyder
Alvord	Ely	McQueen	Speaker
Badger	Farrar	Melvin	C. S. Spencer
Barrow	Fish	W. Miller	Stacy
Bassett	Foote	Morey	Stephens
Batcheller	Goss	Oakley	Stover
Beecher	Gregory	O'Callaghan	Sullivan
Bennett	Gurnee	Parry	Sunderlin
Biglin	Hanrahan	Patten	Taylor
Bordwell	Hardy	Petty	Tewksbury
Bostwick	Hayes	Philpot	Thorp

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

{ AYES 45 }
{ NOES 69 }

Those who voted in the affirmative, were

Abeel	Chadwick	Hiller	Philpot
Allen	Clark	Hoag	Prince
Badger	Deane	Holden	Sanford
Bassett	Denniston	Hussey	Shattuck
Batcheller	Ely	Jones	Sherwood
Beecher	Fish	Landfield	H. Smith
Bordwell	Foote	Lockwood	G. W. Spencer
Bostwick	Gregory	Mackin	Stacy
Brown	Griffin	Parry	Taylor
Bulkley	Gurnee	Petty	Thorp
Burritt	Hardy	Phillips	Winfield
Carpenter			

Those who voted in the negative, were

Alberger	Donahue	McQueen	J. W. Smith
Alvord	Eastman	Melvin	Snyder
Barrow	Farrar	E. Miller	C. S. Spencer
Beebe	Goss	W. Miller	Stover
Bennett	Hammond	Morey	Sullivan
Berri	Hanrahan	Murray	Sunderlin
Biglin	Hayes	Nice	Townsend
Blessing	Healey	Oakley	Vedder
Braman	Houghton	O'Callaghan	Waehner
Brewer	Kirk	Patten	Wagstaff
Cauldwell	Kshinka	G. Pope	West
Cleary	Lawrence	S. G. Pope	Whalen
Coffey	Leake	Quinn	Witbeck
Comstock	Lincoln	Ryan	Wight
Coughlin	Manley	Schifferdecker	C. B. Wood
Daly	McAfee	Simon	P. Woods
Davis	McGroarty	Sloan	Worth
Dickson			

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 24 }

Those who voted in the affirmative, were

Abeel	Comstock	Landfield	Scherman
Allen	Coughlin	Lawrence	Schifferdecker
Alvord	Daly	Leake	Sherwood
Badger	Davis	Lincoln	Simon
Barrow	Deane	Lockwood	Sloan

Bassett	Denniston	Mackin	H. Smith
Batcheller	Dickson	Manley	Snyder
Beecher	Eastman	McAfee	Speaker
Bennett	Farrar	McGroarty	C. S. Spencer
Berri	Fish	McQueen	G. W. Spencer
Biglin	Foote	E. Miller	Stacy
Blessing	Goss	Morey	Stover
Bordwell	Gregory	Oakley	Sunderlin
Bostwick	Hardy	O'Callaghan	Taylor
Braman	Hayes	Parry	Townsend
Brewer	Hazelton	Patten	Wagstaff
Brown	Hiller	Petty	Weed
Bulkley	Holden	Philpot	West
Burritt	Houghton	G. Pope	Whalen
Cauldwell	Hussey	S. G. Pope	Wight
Chadwick	Jones	Prince	P. Woods
Clark	Kirk	Quinn	Worth
Cleary	Kshinka	Sanford	

Those who voted in the negative, were

Alberger	Griffin	W. Miller	Thorp
Beebe	Gurnee	Murray	Vedder
Carpenter	Hammond	Phillips	Wahner
Coffey	Hanrahan	Ryan	Witbeck
Donahue	Healey	Shattuck	Winfield
Ely	Melvin	Sullivan	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and the several acts amendatory thereof,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Davis	Mackin	Sloan
Alberger	Deane	Manley	J. W. Smith
Allen	Denniston	McGroarty	Snyder
Alvord	Ely	McQueen	Speaker
Badger	Farrar	Melvin	C. S. Spencer
Barrow	Fish	W. Miller	Stacy
Bassett	Foote	Morey	Stephens
Batcheller	Goss	Oakley	Stover
Beecher	Gregory	O'Callaghan	Sullivan
Bennett	Gurnee	Parry	Sunderlin
Biglin	Hanrahan	Patten	Taylor
Bordwell	Hardy	Petty	Tewksbury
Bostwick	Hayes	Philpot	Thorp

Braman	Hazelton	G. Pope	Vedder
Brown	Hiller	S. G. Pope	Waehner
Bulkley	Hoag	Prince	Wagstaff
Burritt	Houghton	Quinn	Weed
Carpenter	Johnson	Ryan	West
Cauldwell	Jones	Sanford	Whalen
Chadwick	Kirk	Scherman	Wight
Clark	Landfield	Schifferdecker	Winfield
Coffey	Leake	Shattuck	C. B. Wood
Comstock	Lincoln	Sherwood	P. Woods
Daly	Lockwood		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend the several acts incorporating the village of Oswego Falls."

"An act to authorize the closing of certain public offices."

"An act to amend an act entitled 'An act to provide for a supply of water in the city of Yonkers,' passed February 28, 1873."

"An act to amend chapter 396 of the Laws of 1872, entitled 'An act to incorporate the Mamaroneck and Rye Neck Fire Department,' passed April 26, 1872."

"An act authorizing the commissioners of highways in the town of Galen, in Wayne county, to restore the records of highways of said town of Galen, lost by fire or otherwise."

"An act to incorporate the Home for Christian Care."

"An act to provide for the opening, regulating and improving of Fulton avenue, in the town of New Lots, Kings county."

"An act to authorize the city of Oswego to convey by deed a part of lot No. 97, Van Buren tract, in said city."

"An act to provide for the improvement of Tompkins square, in the city of New York."

"An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Troy,' passed April 23, 1872."

"An act to amend an act entitled 'An act to amend the charter of the village of Johnstown,' passed March 30, 1867."

"An act to reduce the number of highway commissioners and assessors, and to authorize the election of town auditors, in the town of Saratoga Springs in the county of Saratoga, and to prescribe their powers and duties."

"An act in relation to free union school district No. 1 of the town of Plattsburgh."

"An act to supply the village of Gloversville with pure and wholesome water."

"An act to provide for the extension of Ocean avenue, in the county of Kings, to the Atlantic ocean."

"An act to authorize attorneys of the supreme court of this State to act as notaries public in certain cases."

"An act releasing the interest of the people of the State of New York in certain real estate owned by John Kirkland, now deceased, in the town of Cicero, Onondaga county, to Adaline Kirkland, his widow."

"An act to confirm, reduce and levy a certain assessment in the city of Brooklyn."

"An act to alter the commissioners' map of the city of Brooklyn."

"An act to amend an act entitled 'An act to facilitate the construction of the New York and Oswego Midland railroad,' passed April 5, 1867."

"An act in relation to the tolls upon the Western Plank-road Company's roads in the counties of Franklin and Clinton."

"An act to amend the general plank-road law and chapter 487 of the Laws of 1851, relative to plank-roads in the town of Chesterfield, in the county of Essex."

Pursuant to previous order of the House, the bill entitled "An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Troy,' passed April 23, 1872," was announced for a third reading.

On motion of Mr. Cleary, and by unanimous consent, said bill was amended as follows:

Section 1, line 1, strike out after the word "said," and insert after the word "bridge" the words "authorized by an act authorizing the construction of a bridge across the Hudson river at the city of Troy, passed April 23, 1872."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Coffey	Kshinka	H. Smith
Alberger	Comstock	Landfield	Snyder
Allen	Coughlin	Leake	Speaker
Alvord	Davis	Manley	C. S. Speneer
Badger	Deane	McAfee	G. W. Spencer
Barrow	Denniston	McGroarty	Sunderlin
Bassett	Dickson	McQueen	Taylor
Batcheller	Ely	E. Miller	Thorp
Beebe	Farrar	Morey	Townsend
Beecher	Fish	Oakley	Vedder
Bennett	Footo	Petty	Wachner
Berri	Goss	Phillips	Wagstaff
Biglin	Gregory	Philpot	Weed
Bordwell	Gurnee	G. Pope	West
Bostwick	Hardy	S. G. Pope	Whalen
Braman	Hayes	Quinn	Witbeck
Brewer	Hazelton	Sanford	Wight
Brown	Healey	Scherman	Winfield
Bulkley	Hoag	Schifferdecker	C. B. Wood
Cauldwell	Houghton	Sherwood	P. Woods
Clark	Hussey	Simon	Worth
Cleary	Jones		

Those who voted in the negative, were

Holden Ryan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. W. Miller,

Resolved (if the Senate concur), That a respectful message be sent to his Excellency the Governor, requesting him to return the Assembly bill No. 283, entitled "An act to amend the charter of the village of Little Falls, New York," for amendment.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide for the election and appointment of registers and inspectors of elections and poll clerks in Long Island City," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Jones	Shattuck
Alberger	Cleary	Leake	Sherwood
Allen	Coughlin	Lincoln	Simon
Alvord	Daly	Mackin	Snyder
Badger	Dickson	Manley	C. S. Spencer
Barrow	Donahue	McAfee	Stacy
Bassett	Ely	McQueen	Sullivan
Batcheller	Farrar	Melvin	Sunderlin
Beebe	Fish	E. Miller	Thorp
Beecher	Foote	Morey	Townsend
Bennett	Goss	Oakley	Vedder
Berri	Gregory	O'Callaghan	Waehner
Biglin	Griffin	Parry	Wagstaff
Bordwell	Gurnee	Persons	West
Bostwick	Hardy	Philpot	Whalen
Braman	Hayes	G. Pope	Witbeck
Brown	Hazelton	S. G. Pope	Wight
Bulkley	Hiller	Prince	Winfield
Burritt	Hoag	Sanford	C. B. Wood
Carpenter	Houghton	Scherman	P. Woods
Cauldwell	Hussey	Schifferdecker	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, Mr. Manley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 568, G. O. 609, entitled "An act to incorporate the village of Salamanca, in the county of Cattaraugus," and that it now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lockwood	Sloan
Alberger	Davis	Lynde	J. W. Smith
Allen	Deane	Mackin	Snyder
Alvord	Denniston	Manley	C. S. Spencer
Badger	Dickson	McQueen	G. W. Spencer
Barrow	Eastman	Melvin	Stacy
Bassett	Ely	Morey	Stover
Batcheller	Farrar	Oakley	Sunderlin
Beebe	Fish	O'Callaghan	Taylor
Beecher	Foote	Parry	Thorp
Bennett	Goss	Patten	Townsend
Berri	Gregory	Petty	Vedder
Biglin	Hanrahan	Philpot	Waehner
Braman	Hardy	G. Pope	Wagstaff
Brewer	Hayes	Prince	West
Brown	Healey	Quinn	Whalen
Bulkley	Hiller	Ryan	Witbeck
Burritt	Houghton	Sanford	Wight
Carpenter	Jones	Scherman	Winfield
Chadwick	Kirk	Schifferdecker	C. B. Wood
Clark	Leake	Shattuck	P. Woods
Comstock	Lincoln	Sherwood	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Manley, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 123, entitled "An act to confirm and validate the agreement heretofore made between the Society of the Church of the Puritans and the Second Presbyterian Church of Harlem to become one organization," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole, said bill having been previously ordered to a third reading.

By unanimous consent, and on motion of Mr. Houghton, the Senate bill entitled "An act to amend an act entitled 'An act authorizing and providing for the election of a police justice and a police constable in the village of Addison, in the county of Steuben, and for the erection of a jail or lock-up therein,' passed March 2, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Leake	Ryan
Alberger	Davis	Lincoln	Sanford
Allen	Deane	Lockwood	Scherman
Alvord	Denniston	Lynde	Schifferdecker
Badger	Dickson	Mackin	Shattuck
Barrow	Eastman	Manley	Sherwood
Bassett	Farrar	McAfee	Sloan
Batcheller	Fish	McGroarty	H. Smith
Beecher	Foote	McQueen	J. W. Smith
Bennett	Goss	Melvin	C. S. Spencer
Berri	Gregory	E. Miller	Stacy
Biglin	Gurnee	W. Miller	Stover
Bordwell	Hanrahan	Morey	Sunderlin
Bostwick	Hardy	Murray	Townsend
Braman	Hazelton	Oakley	Vedder
Brewer	Healey	O'Callaghan	Wagstaff
Bulkley	Hiller	Parry	Weed
Burritt	Hoag	Patten	West
Carpenter	Holden	Persons	Whalen
Cauldwell	Houghton	Philpot	Wight
Chadwick	Hussey	G. Pope	Winfield
Colahan	Jones	S. G. Pope	C. B. Wood
Comstock	Kshinka	Prince	Worth
Coughlin	Landfield		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Beebe moved that the Senate bill entitled "An act to confirm and validate the agreement heretofore made between the Society of the Church of the Puritans and the Second Presbyterian Church of Harlem, to become one organization," be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kirk	Ryan
Alberger	Daly	Landfield	Sanford
Alvord	Deane	Leake	Scherman
Badger	Denniston	Lincoln	Schifferdecker
Barrow	Dickson	Mackin	Sherwood
Bassett	Ely	Manley	J. W. Smith
Batcheller	Farrar	McAfee	C. S. Spencer

Beebe	Fish	McQueen	G. W. Spencer
Bennett	Foote	Melvin	Stacy
Berri	Gregory	W. Miller	Stephens
Biglin	Gurnee	Murray	Sunderlin
Blessing	Hanrahan	Oakley	Thorp
Bordwell	Hardy	O'Callaghan	Townsend
Branan	Hayes	Parry	Vedder
Brewer	Hazelton	Petty	West
Bulkley	Healey	Philpot	Whalen
Cauldwell	Hiller	G. Pope	Witbeck
Clark	Holden	S. G. Pope	Wight
Coffey	Houghton	Prince	Winfield
Comstock	Jones	Quinn	C. B. Wood

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to provide a board of water commissioners for the village of Plattsburgh, and to prescribe and regulate their duties," being announced for a third reading,

On motion of Mr. Weed, and by unanimous consent, said bill was amended as follows:

Amend the title by adding "And amend chapter 275 of the Laws of 1859, relating to the incorporation of said village."

Substitute for section 2, printed bill, the following:

"§ 2. The present superintendent of water works of said village shall be the superintendent of water works," under the provisions of this act, until May 1, 1875, unless sooner removed by the water commissioners as hereinafter provided."

Substitute for section 3 the following:

"§ 3. The members who shall first constitute said board shall hold their offices as follows; said Reed for six years; said Winslow for four years, and said Sherman for two years, and until others are appointed and qualify in their places.

Amend section 4 as follows: Line 2, strike out the word "three" and insert the word "six." After the word "removal," in line 6, insert the words "refusal to qualify," and after the word "for," in the same line, insert the words "the term or;" and add after the word "term," in line 7, the words "of the person whose vacancy shall be so filled."

Amend section 7 as follows: Add after the word "shall," in line 3, the following: "Upon the expiration of the term or removal under the provisions of this act of the present superintendent of water-works." And in same section, line 4, strike out the word "him" and insert the words "the superintendent of water-works." In line 5, strike out after the word "also" the words "require him to." In line 8, strike out after the word "statement" the words "verified by said superintendent," and insert the words "verified by them." In line 13, strike out the word "other."

Amend section 9 by striking out in line 6, the word "superintendent" and inserting the word "commissioners."

Amend section 11 as follows: In line 1, strike out the word "superintendent," and insert the words "commissioners, which shall also be the office of the superintendent." In line 5, insert after the word "superintendent" the words "or such other officers as the commissioners shall designate."

Amend section 12 as follows: Add after the word "issued," line 19, the words "said renewal bonds to be signed by said commissioners, and a record thereof kept in the office of said commissioners."

Section 14, line 2, strike out the word "twenty" and insert the word "thirty."

Insert as section 15 the following:

"§ 15. Section 2 of title 5 of chapter 275, entitled 'An act to amend an act incorporating the village of Plattsburgh and the several acts amendatory thereof, and to extend the powers of the corporation of said village,' shall not be construed to authorize the trustees of the village of Plattsburgh to levy or assess any money by tax upon the real and personal property of said village for any of the purposes mentioned in said section, without first obtaining a vote of the taxable inhabitants of said village authorizing such tax."

Change number of section 15 to 16, and section 16 to 17.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Aheel	Comstock	Kshinka	Schifferdecker
Alberger	Coughlin	Leake	Sherwood
Allen	Daly	Lincoln	Simon
Alvord	Davis	Lockwood	Sloan
Badger	Deane	Mackin	J. W. Smith
Barrow	Denniston	Manley	C. S. Spencer
Bassett	Dickson	McAfee	Stacy
Batcheller	Farrar	McQueen	Stephens
Beebe	Fish	Melvin	Stover
Beecher	Foote	E. Miller	Sunderlin
Bennett	Goss	W. Miller	Tewksbury
Berri	Gregory	Nice	Thorp
Biglin	Griffin	Oakley	Townsend
Bordwell	Gurnee	O'Callaghan	Vedder
Bostwick	Hardy	Parry	Wagstaff
Braman	Hayes	Phillips	Weed
Brewer	Hazelton	Philpot	West
Brown	Hiller	G. Pope	Witbeck
Bulkley	Houghton	Prince	Wight
Burritt	Jones	Quinn	Winfield
Carpenter	Kirk	Ryan	C. B. Wood
Cauldwell	Knapp	Scherman	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the Canal Commissioners to build a road or street bridge over the Erie canal on Goodman street, at the east boundary line of the city of Rochester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lincoln	Shattuck
Alberger	Coughlin	Lockwood	Sherwood
Allen	Daly	Mackin	H. Smith
Alvord	Deane	Manley	J. W. Smith
Badger	Denniston	McAfee	Snyder
Barrow	Dickson	McQueen	C. S. Spencer
Bassett	Donahue	Melvin	Stephens
Batcheller	Ely	E. Miller	Sullivan
Beebe	Farrar	W. Miller	Sunderlin
Beecher	Fish	Morey	Taylor
Bennett	Goss	Oakley	Thorp
Berri	Gregory	O'Callaghan	Townsend
Biglin	Gurnee	Patten	Vedder
Bordwell	Hardy	Philpot	Waehner
Bostwick	Hayes	G. Pope	West
Brewer	Hazelton	S. G. Pope	Whalen
Brown	Healey	Quinn	Witbeck
Bulkley	Houghton	Ryan	Wight
Burritt	Johnson	Sanford	Winfield
Carpenter	Jones	Scherman	C. B. Wood
Chadwick	Kirk	Schifferdecker	P. Woods
Clark	Kshinka		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the town of Clifton Park, Saratoga county, to purchase the bridge belonging to the Schenectady Bridge Company," being announced for a third reading,

On motion of Mr. West, and by unanimous consent, the title was amended by striking out the word "Schenectady, and inserting the words "Rexford Flats."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Jones	Sherwood
Alberger	Coughlin	Kirk	Simon
Allen	Daly	Lincoln	Sloan
Alvord	Davis	Lockwood	H. Smith
Badger	Deane	Lynde	J. W. Smith

Barrow	Denniston	Mackin	C. S. Spencer
Bassett	Dickson	Manley	G. W. Spencer
Batcheller	Ely	McQueen	Stephens
Beecher	Farrar	Melvin	Sunderlin
Bennett	Fish	W. Miller	Thorp
Berri	Foote	Morey	Townsend
Biglin	Goss	Oakley	Vedder
Bordwell	Gurnee	O'Callaghan	Wagstaff
Bostwick	Hammond	Parry	West
Braman	Hanrahan	G. Pope	Whalen
Brown	Hardy	S. G. Pope	Witbeck
Bulkley	Hayes	Prince	Wight
Burritt	Hazelton	Ryan	Winfield
Carpenter	Healey	Sanford	C. B. Wood
Chadwick	Hiller	Scherman	P. Woods
Clark	Houghton	Schifferdecker	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to repeal an act entitled 'An act to amend chapter 664, Laws of 1867, entitled An act to enable the supervisors of Montgomery county to refund illegal taxes, passed April 23, 1867,' passed May 16, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Daly	Melvin	C. S. Spencer
Alberger	Deane	W. Miller	G. W. Spencer
Alvord	Denniston	Morey	Stacy
Badger	Dickson	Murray	Stephens
Barrow	Ely	Oakley	Sullivan
Bassett	Farrar	O'Callaghan	Sunderlin
Batcheller	Fish	Petty	Taylor
Beebe	Foote	Philpot	Thorp
Beecher	Goss	G. Pope	Vedder
Bennett	Gregory	S. G. Pope	Wagstaff
Biglin	Hardy	Quinn	Weed
Brewer	Herrick	Ryan	West
Brown	Hiller	Sanford	Whalen
Bulkley	Hoag	Scherman	Witbeck
Cauldwell	Houghton	Shattuck	Wight
Clark	Leake	Sherwood	Winfield
Coffey	Lockwood	Simon	C. B. Wood
Colahan	Manley	Sloan	P. Woods
Comstock	McAfee	H. Smith	Worth
Coughlin	McGroarty	J. W. Smith	

For the negative,
Griffin

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same." was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lockwood	Sloan
Alberger	Daly	Lynde	H. Smith
Allen	Davis	Mackin	J. W. Smith
Alvord	Denniston	Manley	C. S. Spencer
Badger	Dickson	McAfee	G. W. Spencer
Barrow	Farrar	Melvin	Stacy
Bassett	Fish	E. Miller	Stephens
Batcheller	Foote	W. Miller	Stover
Beebe	Goss	Morey	Sunderlin
Beecher	Gregory	Murray	Taylor
Bennett	Gurnee	Nice	Thorp
Berri	Hanrahan	Oakley	Townsend
Biglin	Hardy	O'Callaghan	Vedder
Bordwell	Hayes	Parry	Wagstaff
Bostwick	Hazelton	Petty	Weed
Braman	Healey	Philpot	West
Brewer	Hiller	G. Pope	Whalen
Brown	Holden	S. G. Pope	Witbeck
Bulkley	Houghton	Prince	Wight
Burritt	Johnson	Sanford	Winfield
Carpenter	Jones	Scherman	C. B. Wood
Chadwick	Kirk	Schifferdecker	P. Woods
Clark	Leake	Sherwood	Worth
Comstock	Lincoln	Simon	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, and the several acts amending the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Manley	Simon
Alberger	Daly	McAfee	Sloan

Allen	Deane	McQueen	H. Smith
Alvord	Denniston	Melvin	J. W. Smith
Badger	Dickson	E. Miller	C. S. Spencer
Barrow	Eastman	W. Miller	Stacy
Bassett	Ely	Morey	Sullivan
Batcheller	Farrar	Oakley	Sunderlin
Beebe	Fish	O'Callaghan	Taylor
Beecher	Footo	Patten	Tewksbury
Bennett	Goss	Philpot	Thorp
Berri	Gurnee	G. Pope	Wachner
Biglin	Hardy	S. G. Pope	Wagstaff
Bordwell	Hayes	Prince	West
Bostwick	Healey	Quinn	Whalen
Braman	Hiller	Ryan	Witbeck
Brown	Houghton	Sanford	Wight
Carpenter	Johnson	Scherman	Winfield
Cauldwell	Kirk	Schifferdecker	C. B. Wood
Cleary	Lockwood	Shattuck	P. Woods
Coffey	Mackin	Sherwood	Worth
Colahan			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to ratify and confirm the proceedings to incorporate the religious society known as 'The Rector, Churchwardens and Vestrymen of the Church of the Heavenly Rest,' in the city and county of New York, and to legalize and confirm its acts."

"An act to authorize the commissioners of highways of the towns of Guilderland and New Scotland, in the county of Albany, to lay out and open a certain highway extending in said towns, of the width of not less than two nor more than three rods."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bills entitled as follows:

"An act to legalize the acts of John H. Mattice as justice of the peace of the town of Broome, in the county of Schoharie."

"An act for the relief of Amariah Holbrook."

"An act to provide for the payment of the salaries of the teachers and janitors formerly employed under the board of education of school district No. 1, of the town of West Farms, as the same was constituted prior to 1st day of January, 1874, and other creditors of said board."

"An act to incorporate the Albany County Savings Bank."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act in relation to the fees of stenographers in the district courts of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the St. John's Savings Bank of Fordham, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to extend and continue and amend the act entitled 'An act to create a special highway district in the town of Elizabethtown, Essex county,' passed May 12, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to confirm the apportionment of the indebtedness incurred in the late town of Yonkers, under chapter 534 of the Laws of 1871, by the board of commissioners of the department of public parks of the city of New York, and to provide for the payment thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to release the right, title and interest of the people of the State of New York in and to certain real estate of which Dennis Minihan died seized, to Ellen Minihan, widow of the said Dennis Minihan," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

"An act in relation to the collection of arrears of personal taxes in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to incorporate the Yonkers Ferry Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to authorize the executors and trustees named in the will of Edwin Forrest, deceased, to compromise with Catharine N. Forrest, his widow, for her dower right in the whole estate of which the said Edwin Forrest died seized," which was read the first time, and by unanimous consent was also read the second time and referred to the committee on the judiciary.

"An act to authorize the board of supervisors of the county of Kings to borrow money for the purpose of paying certain bonds and certificates of indebtedness which mature in the year 1875, and to defray the county expenses between the first day of August in each year and the confirmation of the tax levy," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to authorize the Pennsylvania and Sodus Bay Railroad to construct a branch of its railroad from near Newfield, in the county of Tompkins, to a point at or near the State line at Waverly, in the county of Tioga," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

The bill entitled "An act to authorize the city of Buffalo to raise money by general tax for the purpose of paying local assessments on Jefferson street, between Davis and Batavia streets," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Lincoln	Simon
Alberger	Deane	Lockwood	Sloan

Allen	Denniston	Mackin	H. Smith
Alvord	Ely	Manley	Snyder
Badger	Farrar	McAfee	C. S. Spencer
Barrow	Fish	McQueen	Stephens
Bassett	Footo	E. Miller	Stover
Batcheller	Goss	Morey	Sunderlin
Beebe	Griffin	Nice	Thorp
Beecher	Gurnee	Oakley	Townsend
Berri	Hardy	O'Callaghan	Vedder
Biglin	Hayes	Persons	Waehner
Bordwell	Herrick	Philpot	Weed
Bostwick	Hiller	G. Pope	West
Braman	Hoag	S. G. Pope	Whalen
Brewer	Holden	Quinn	Witbeck
Brown	Houghton	Ryan	Wight
Bulkley	Hussey	Scherman	Winfield
Burritt	Jones	Schifferdecker	C. B. Wood
Clark	Kirk	Sherwood	P. Woods
Comstock	Landfield		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the interest of the people of the State of New York in and to certain land situate in the town of Hamburg, Erie county, to George Irensterter," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	McAfee	H. Smith
Alberger	Deane	McQueen	J. W. Smith
Allen	Denniston	Melvin	Snyder
Alvord	Dickson	E. Miller	Speaker
Badger	Ely	W. Miller	C. S. Spencer
Barrow	Farrar]	Morey	Stacy
Bassett	Footo	Nice	Stephens
Batcheller	Goss	Oakley	Stover
Beebe	Gregory	O'Callaghan	Sullivan
Beecher	Griffin	Parry	Sunderlin
Bennett	Hardy	Patten	Taylor
Berri	Hayes	Petty	Tewksbury
Biglin	Hazelton	Phillips	Thorp
Bordwell	Herrick	Philpot	Townsend
Bostwick	Hiller	G. Pope	Vedder
Brewer	Holden	S. G. Pope	Waehner
Brown	Hussey	Prince	Wagstaff
Burritt	Jones	Ryan	West
Carpenter	Kirk	Scherman	Whalen
Cauldwell	Lincoln	Schifferdecker	Witbeck

Chadwick	Lockwood	Sherwood	Winfield
Clark	Mackin	Simon	C. B. Wood
Colahan	Manley	Sloan	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the improvement of Worth street and parts of the streets intersecting Worth street, between Broadway and Chatham street, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Daly	Lincoln	Shattuck
Allen	Davis	Lynde	Sherwood
Alvord	Deane	Manley	Sloan
Badger	Denniston	McAfee	Snyder
Barrow	Dickson	McGroarty	C. S. Spencer
Bassett	Eastman	McQueen	G. W. Spencer
Beecher	Farrar	Melvin	Stacy
Bennett	Fish	E. Miller	Stover
Berri	Foote	W. Miller	Sunderlin
Biglin	Gregory	Morey	Taylor
Blessing	Griffin	Murray	Thorp
Bordwell	Gurnee	Oakley	Townsend
Bostwick	Hardy	O'Callaghan	Vedder
Braman	Hayes	Patten	Wagstaff
Brown	Hazelton	Persons	Weed
Bulkley	Healey	Petty	West
Burritt	Hiller	Philpot	Whalen
Carpenter	Holden	G. Pope	Witbeck
Cauldwell	Houghton	S. G. Pope	Wight
Clark	Hussey	Ryan	Winfield
Cleary	Jones	Sanford	C. B. Wood
Colahan	Knapp	Scherman	P. Woods
Comstock	Kshinka	Schifferdecker	Worth
Coughlin	Leake		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize certain assessments ordered by the common council of Buffalo, and contained in certain rolls heretofore delivered to the comptroller of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Lawrence	Schifferdecker
Allen	Daly	Leake	Shattuck
Alvord	Davis	Lincoln	Sherwood
Badger	Denniston	Lynde	Simon
Barrow	Dickson	Mackin	Snyder
Bassett	Eastman	McAfee	C. S. Spencer
Batcheller	Farrar	McGroarty	G. W. Spencer
Beecher	Fish	McQueen	Stacy
Bennett	Foote	Melvin	Stover
Berri	Goss	E. Miller	Sullivan
Biglin	Gregory	W. Miller	Sunderlin
Blessing	Griffin	Morey	Taylor
Bordwell	Hanrahan	Murray	Thorp
Braman	Hardy	Oakley	Townsend
Brown	Hayes	O'Callaghan	Wagstaff
Bulkley	Hazelton	Parry	Weed
Burritt	Hiller	Petty	West
Carpenter	Holden	Philpot	Whalen
Cauldwell	Houghton	G. Pope	Witbeck
Cleary	Johnson	S. G. Pope	Wight
Coffey	Jones	Quinn	Winfield
Colahan	Kuapp	Sanford	Worth
Comstock	Kshinka	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Canal Board to adjust the claim and settle with Sidney Seeley for extraordinary labor performed and materials furnished on the Champlain canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Lawrence	Schifferdecker
Allen	Daly	Lincoln	Shattuck
Alvord	Davis	Lockwood	Sherwood
Badger	Denniston	Lynde	Simon
Barrow	Dickson	Manley	Sloan
Batcheller	Donahue	McAfee	Snyder
Beebe	Farrar	McGroarty	C. S. Spencer
Beecher	Fish	McQueen	Stacy
Bennett	Foote	Melvin	Stover
Berri	Goss	E. Miller	Sullivan
Biglin	Gregory	W. Miller	Sunderlin
Blessing	Hammond	Morey	Taylor
Bostwick	Hanrahan	Murray	Thorp

Braman	Hayes	Oakley	Townsend
Brown	Hazelton	O'Callaghan	Vedder
Bulkley	Herrick	Petty	Wagstaff
Burritt	Hiller	Philpot	Weed
Carpenter	Hoag	G. Pope	West
Cauldwell	Houghton	S. G. Pope	Whalen
Chadwick	Jones	Prince	Wight
Clark	Knapp	Ryan	Winfield
Colahan	Kshinka	Sanford	Worth
Comstock	Landfield	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Batcheller, and by unanimous consent, the bill known as the "supply bill" was ordered printed as passed by the Assembly.

The bill entitled "An act making an appropriation to pay the expense of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1874, and to supply deficiencies in former appropriations," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Jones	S. G. Pope
Alberger	Comstock	Knapp	Prince
Allen	Daly	Landfield	Scherman
Alvord	Davis	Leake	Schifferdecker
Badger	Deane	Lincoln	Shattuck
Barrow	Dickson	Lockwood	Sherwood
Bassett	Farrar	Mackin	Simon
Batcheller	Fish	Manley	Sloan
Beecher	Foot	McAfee	Snyder
Bennett	Goss	McGroarty	C. S. Spencer
Berri	Gregory	McQueen	Stover
Biglin	Griffin	Melvin	Sunderlin
Blessing	Hanrahan	W. Miller	Taylor
Bostwick	Hardy	Morey	Townsend
Braman	Herrick	Murray	Vedder
Brewer	Hiller	Oakley	Wagstaff
Bulkley	Hoag	O'Callaghan	West
Burritt	Holden	Petty	Whalen
Carpenter	Houghton	Philpot	Wight
Cauldwell	Hussey	G. Pope	Worth
Clark			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Home for Christian Care," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Jones	Sanford
Alberger	Comstock	Kshinka	Scherman
Allen	Coughlin	Leake	Schifferdecker
Alvord	Daly	Lincoln	Shattuck
Badger	Deane	Mackin	Sherwood
Barrow	Denniston	Manley	Simon
Bassett	Dickson	McAfee	H. Smith
Batcheller	Eastman	McGroarty	Snyder
Beecher	Farrar	McQueen	C. S. Spencer
Bennett	Fish	E. Miller	Stover
Berri	Footo	W. Miller	Sunderlin
Biglin	Goss	Morey	Taylor
Blessing	Gregory	Murray	Thorp
Braman	Griffin	Oakley	Townsend
Brewer	Healey	O'Callaghan	Vedder
Brown	Herrick	Petty	Wagstaff
Burritt	Hiller	Philpot	West
Carpenter	Hoag	G. Pope	Whalen
Cauldwell	Houghton	S. G. Pope	Wight
Chadwick	Hussey	Prince	Worth
Clark			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to confirm the title of certain lands in the town of Newtown, L. I., to the Newtown Young Men's Christian Association, and to release any claim of the State thereupon," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Comstock	Jones	Sanford
Allen	Coughlin	Knapp	Scherman
Alvord	Daly	Kshinka	Schifferdecker
Badger	Davis	Lawrence	Shattuck
Barrow	Deane	Leake	Sherwood
Bassett	Denniston	Lincoln	H. Smith
Batcheller	Dickson	Mackin	Snyder

Beecher	Eastman	McAfee	C. S. Spencer
Bennett	Farrar	McGroarty	G. W. Spencer
Berri	Fish	McQueen	Stover
Biglin	Foote	Melvin	Sunderlin
Blessing	Goss	E. Miller	Taylor
Bostwick	Gregory	Morey	Thorp
Braman	Griffin	Murray	Townsend
Brown	Hardy	Nice	Védder
Bulkley	Hayes	Oakley	Weed
Burritt	Healey	O'Callaghan	West
Carpenter	Herrick	Petty	Whalen
Cauldwell	Hoag	Philpot	Wight
Chadwick	Holden	G. Pope	Winfield
Cleary	Houghton	S. G. Pope	Worth
Colahan	Hussey	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to re-appropriate moneys for construction of new work upon and extraordinary repairs of the canals of this State, and for payments of awards made by the Canal appraisers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Jones	Santord
Alberger	Comstock	Knapp	Scherman
Allen	Coughlin	Kshinka	Schifferdecker
Alvord	Daly	Leake	Shattuck
Badger	Davis	Lincoln	Sherwood
Barrow	Denniston	Manley	H. Smith
Bassett	Dickson	McAfee	Snyder
Batcheller	Eastman	McGroarty	C. S. Spencer
Beecher	Farrar	McQueen	Stacy
Bennett	Fish	Melvin	Stephens
Biglin	Foote	E. Miller	Stover
Blessing	Goss	W. Miller	Taylor
Bordwell	Gregory	Morey	Thorp
Bostwick	Griffin	Murray	Townsend
Braman	Hardy	Oakley	Waehner
Brewer	Hazelton	O'Callaghan	Weed
Bulkley	Hiller	Petty	West
Carpenter	Holden	Philpot	Whalen
Chadwick	Houghton	G. Pope	Wight
Clark	Hussey	S. G. Pope	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 589, G. O. 634, "An act to provide for the surveying, laying out and monumenting of certain portions of the city and county of New York, and to provide means therefor."

Assembly bill No. 378, G. O. 401, "An act for the further protection of private property."

Assembly bill No. 400, G. O. 425, "An act to incorporate the Mount Pleasant Waterworks Company."

Assembly bill No. 481, G. O. 517, "An act to confirm the proceedings of the annual town meeting of New Hartford, Oneida county, held March 8, 1874, relative to reimbursing the collector or his sureties."

Assembly bill No. 590, G. O. 635, "An act to provide for improvements in and adjoining the first ward of Long Island City."

Assembly bill No. 529, G. O. 568, "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village, and to confirm and extend the powers of the corporation of said village, passed May 10, 1870."

Assembly bill No. 530, G. O. 569, "An act to authorize the village of Mount Vernon to take, hold and convey certain lands."

Assembly bill No. 534, G. O. 573, "An act to extend the boundaries of the village of Dansville."

Senate bill No. 139, G. O. 676, "An act to amend the charter of the village of Horseheads, Chemung county."

Said bills were so referred.

On motion of Mr. Lincoln, at 2 o'clock and 5 minutes, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK.

The House again met.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to incorporate the Rosendale Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and the several acts amendatory thereof.'"

"An act to amend an act entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Troy,' passed April 23, 1872."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bills entitled as follows:

"An act to amend an act entitled 'An act requiring canal superintendents to publish monthly abstracts of their official disbursements, passed March 25, 1863.'"

"An act in relation to the compensation for the consumption of gas, and lighting and maintaining street lamps in such portion of the Twenty-fourth ward of the city of New York as formerly constituted the town of West Farms, Westchester county."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Speaker announced the special order, being the bills entitled as follows:

"An act to abolish the office of superintendent of canal repairs, and to give additional powers to the Canal Commissioners for the more efficient and economical maintenance of the canals of this State."

"An act relative to public instruction."

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bills.

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Leake, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Davis moved to disagree with the report of the committee, and that said bill be ordered to a third reading.

Mr. Beebe moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Beebe, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Davis, and it was determined in the affirmative.

Ordered, That said bill be engrossed and to a third reading.

Mr. Weed then moved to recommit said bill to the committee on canals, with instructions to amend so that all the moneys to be paid out under any of the provisions of this bill shall be paid by paymasters to be appointed by the Canal Board, retaining its place on calendar of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Leake, from said committee, also reported progress on said second mentioned bill, and asked and obtained leave to sit again.

On motion of Mr. Alvord, at 11 o'clock the House adjourned.

FRIDAY, APRIL 3, 1874.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Van Doren.

On motion of Mr. Coughlin, and by unanimous consent, the reading of the journal of yesterday was dispensed with.

By unanimous consent, Mr. Lincoln offered for the consideration of the House a resolution, in the words following:

Resolved, That the use of the Assembly chamber be granted for religious services on Sunday morning and evening next.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, Mr. Speaker entertained the orders of business "introduction of bills" and "reports of standing committees"

before taking up the order of business "third reading of bills" under the 9th joint rule.

Mr. Hardy introduced a bill entitled "An act to amend the act entitled 'An act to amend the several acts incorporating the village of Weedsport, in the county of Cayuga,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Townsend introduced a bill entitled "An act to incorporate the Genesee County Stock Grower's Association," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Townsend, and by unanimous consent, said bill was ordered to a third reading.

Mr. Lockwood introduced a bill entitled "An act to incorporate the fire department of the village of Catskill," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Morey introduced a bill entitled "An act authorizing the commissioners of highways in the town of Livonia, in the county of Livingston, to lay out and open a certain highway in said town of the width of two rods," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. McAfee introduced a bill entitled "An act to make further provisions for the payment of further expenses of the local government of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. C. S. Spencer introduced a bill entitled "An act to constitute the Metropolitan police district of the State of New York, and to provide for the police government of such district," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Coughlin introduced a bill entitled "An act to amend the charter of the American Institute in the city of New York, and the acts to amend and enlarge its powers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Alvord introduced a bill entitled "An act for the better protection of property and life from fire," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Mr. Bulkeley introduced a bill entitled "An act to abolish the office of commissioners, to subscribe to the capital stock of the Syracuse Northern Railroad Company, and for other purposes, so far as the same relates to the town of Richland, in Oswego county, and to authorize the supervisor of said town to discharge the duties now pertaining to said office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Fish introduced a bill entitled "An act authorizing the sale of the armory lot belonging to the State at Warsaw, Wyoming county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Oakley introduced a bill entitled "An act to provide for the recording of certain deeds and mortgages in Queens county," which

was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, the bill entitled "An act to rectify and correct certain boundaries of the First, Second, Third and Fourth wards of Long Island City, so as to adjust and conform such boundaries to streets and avenues laid down on the commissioners' map of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Gurnee introduced a bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act for the better security of mechanics and others erecting buildings in the counties of Westchester, Oneida, Cortland, Broome, Putnam, Rockland, Orleans, Niagara, Livingston, Otsego, Lewis, Orange and Dutchess,' passed April 20, 1854, and as amended by chapter 558 of the Laws of 1869, entitled 'An act for the better security of mechanics and others erecting buildings in either of the counties of this State, except the counties of Erie, Kings, Queens, New York and Onondaga,' passed May 12, 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

Also, the bill entitled "An act to enable the trustees of the village of Clyde, in the county of Wayne, to raise by tax the sum of \$7,000 and interest, wherewith to pay the indebtedness existing against said village, and the ordinary expenses thereof for the current year, and to amend an act to incorporate the village of Clyde, in the county of Wayne, passed May 2, 1835," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Chadwick introduced a bill entitled "An act to amend chapter 28, Laws of 1870, entitled 'An act to amend an act entitled An act to revise the charter of the city of Utica,' passed February 28, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, the bill entitled "An act to provide for costs in certain actions against common carriers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Allen introduced a bill entitled "An act to authorize the service of summons by persons not parties in certain actions begun in the district courts of the cities of New York and Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Alberger introduced a bill entitled "An act directing the imprisonment of convicts in the Erie county penitentiary," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on State prisons.

Also, the bill entitled "An act to amend an act entitled 'An act to incorporate the New York and Canada Bridge and Tunnel Company,' passed May 4, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. O'Callaghan introduced a bill entitled "An act to incorporate the New York Real Estate Exchange," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Parry introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Rome,' passed February 23, 1870," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Waehner, Int. No. 1199, entitled "An act to amend an act entitled 'An act in relation to the appropriation and duties of the clerk and deputies and other officers of the court of special sessions of the peace in and for the city and county of New York,' " reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Murray, Int. No. 139, entitled "An act to alter the map or plan of the city of New York by extending Lewis street," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hayes, Int. No. 1179, entitled "An act to provide for the support and maintenance of prisoners confined upon civil process," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coughlin, Int. No. 1087, entitled "An act to provide for a lease of certain property to the North Eastern Dispensary in New York city," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 705, entitled "An act to amend an act entitled 'An act for the regulation of tenement and lodging houses in the cities of New York and Brooklyn,' passed May 14, 1867, and in relation to vaccination, and to define the powers of the board of health of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 707, entitled "An act relating to the board of health of the health department of the city of New York, to the commissioners of health, and the officers of said department, the duties, powers and the expenses of said department," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 142, entitled "An act to enable the mayor and common council of Long Island City to borrow money," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 131, entitled "An act to extend the time for the exercise and discharge of the official duties, and for the

completion of the work of the commissioners of streets, roads, avenues and parks in Long Island City," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the Senate bill, Int. No. 146, entitled "An act to amend an act entitled 'An act to vacate and amend an act entitled 'An act to incorporate the city of Yonkers,' passed June 1, 1872, passed January 27, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. C. S. Spencer, Int. No. 411, entitled "An act to provide for the continuance of certain suits or actions," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 157, entitled "An act to authorize the executors and trustees named in the will of Edwin Forrest, deceased, to compromise with Catharine N. Forrest, his widow, for her dower right in the whole estate of which the said Edwin Forrest died seized," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Bradley, Int. No. 27, entitled "An act to amend section 1 of chapter 346 of Laws of 1844, entitled 'An act in relation to the foreclosure of mortgages,' passed May 7th, 1844," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Parry, Int. No. 1202, entitled "An act to incorporate the Rome Street Railroad Company in the city of Rome," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Bennett, Int. No. 506, entitled "An act to authorize the construction and use of a railroad in the city of Brooklyn and county of Kings, and the towns of Newtown and Jamaica, in the county of Queens," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Oakley, Int. No. 1141, entitled "An act for the relief of the Glendale and East River Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the bill introduced by Mr. Oakley, Int. No. 1207, entitled "An act to allow the New York and South Side Railroad Company of Long Island to purchase the South Side Railroad and its franchises," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred

the bill introduced by Mr. Eastman, Int. No. 923, entitled "An act for the extension of certain West Side street railways to the Battery and South Ferry in the city of New York," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lincoln, from the committee on railroads, to which was referred the Senate bill, Int. No. 138, entitled "An act to authorize the construction of a street railroad in the village of Catskill," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Mackin, from the committee on railroads, to which was referred the bill introduced by Mr. Eastman, Int. No. 1170, entitled "An act to amend an act entitled 'An act authorizing the construction of a railroad through certain streets in the city of Poughkeepsie, and through certain streets and roads in the town of Poughkeepsie, in the county of Dutchess,' passed April 4, 1866," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Leake, Int. No. 196, entitled "An act to amend chapter 335, Laws of 1873, entitled 'An act to reorganize the local government of the city of New York,' passed April 30, 1873," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Coughlin moved to recommit said bill to the committee on affairs of cities, retaining its place on general orders.

Mr. Leake moved to amend so that said committee shall report said bill within one week.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Leake, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Coughlin, as amended, and it was determined in the affirmative.

Mr. McAfee, from the committee on affairs of cities, to which was recommitted the bill introduced by Mr. McAfee, Int. No. 234, entitled "An act to amend an act in relation to elections in the city and county of New York, and to provide for ascertaining by proper proofs the citizens who shall be entitled to the right of suffrage thereat," passed May 14, 1872, being chapter 672, of Laws of 1872, and act or acts amendatory thereof or supplementary thereto," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill recommitted to the committee of the whole, retaining its place on general orders.

Mr. Weed moved to reconsider the vote by which the adverse report of the committee on ways and means was agreed to, on the bill entitled "An act to amend an act entitled 'An act exempting from taxation real estate owned by the House of Rest for Consumptives,' passed June 28, 1873."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Weed then moved that said report be disagreed with, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so committed.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Stephens, Int. No. 801, entitled "An act to amend the charter of the village of Edgewater," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 706, entitled "An act to authorize the late treasurer of the village of Edgewater to make further returns," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Davis, Int. No. 882, entitled "An act to amend section 6 of chapter 76 of the Laws of 1850, entitled 'An act to revise and consolidate the laws in relation to the village of Whitehall,' passed March 16, 1850," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Sanford, Int. No. 1208, entitled "An act to extend and define the powers and duties of the police constable of the village of Potsdam Junction, in the county of St. Lawrence," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Braman, Int. No. 1177, entitled "An act to amend an act entitled 'An act to incorporate the village of Green Island, and for other purposes,' passed May 12, 1869," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Davis, Int. No. 1176, entitled "An act to amend 'An act to revise, amend and consolidate the several acts in relation to the village of Salem, in the county of Washington,' passed April 17, 1851, and the several acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Philpot, Int. No. 53, entitled "An act to amend an act entitled 'An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter,' passed April 28, 1868," reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Wood, Int. No. 604, entitled "An act for the disposition of excise moneys and fines for intoxication within the village of Port Jervis, N. Y.," reported adversely thereto, which report was agreed to.

Mr. Goss, from the committee on affairs of villages, to which was recommended the bill introduced by Mr. Bordwell, Int. No. 338, entitled

"An act to supply the village of Niagara City with pure and wholesome water," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill replaced on the calendar of third reading of bills.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Carpenter, Int. No. 1006, entitled "An act to extend the provisions of chapter 315 of the Laws of 1873, to highways not yet opened and worked," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. McGroarty, Int. No. 810, entitled "An act to amend an act entitled 'An act to provide for the improvement of the Coney Island Plank-road, as recently widened,' passed May 3, 1872," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Speaker, Int. No. 1186, entitled "An act to amend an act amendatory of the act defining the duties of appraisers appointed to assess damages in laying out new roads or widening of roads in the town of Ossining, Westchester county," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. G. W. Spencer, Int. No. 1209, entitled "An act to repeal an act entitled 'An act to authorize the Penn Yan and Branchport Plank-road Company to change their road to stone or gravel,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the bill introduced by Mr. G. W. Spencer, Int. No. 1210, entitled "An act to repeal so much of an act passed July 21, 1853, entitled 'An act to provide for the incorporation of companies to construct turn-pike roads,' passed May 7th, 1847, and the acts amendatory thereof as applies, relates to, or affects the Penn Yan and Branchport Plank-road Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the Senate bill, Int. No. 136, entitled "An act to amend an act entitled 'An act providing for the opening and improvement of new roads and avenues and closing old highways in the town of Flatbush, Kings county,' passed April 19, 1871," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the Senate bill, Int. No. 144, entitled "An act to erect a portion of the village of Sidney Plains, Delaware county, into a separate road district," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hiller, from the committee on roads and bridges, to which was referred the Senate bill, Int. No. 153, entitled "An act to extend and continue and amend 'An act to create a special highway district in the town of Elizabethtown, Essex county' passed May 12, 1869," reported

in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the Senate bill, Int. No. 109, entitled "An act providing for the purchase of a site for, and the erection of a town hall in the town of Flatbush, in the county of Kings," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the Senate bill, Int. No. 100, entitled "An act requiring the town collector of the town of Poughkeepsie to publish the times and places at which he will attend to receive taxes," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Badger, Int. No. 1178, entitled "An act to provide for the building of a town house in the town of Bombay in the county of Franklin," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Prince, Int. No. 1163, entitled "An act further to amend chapter 631 of the Laws of 1886, entitled 'An act to provide for the drainage of lands in the town of Flushing, Queens county,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Townsend, Int. No. 1051, entitled "An act prohibiting the killing of quail within the county of Genesee for the period of three years from the passage of said act," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Foote, Int. No. 1167, entitled "An act to enable the town of Sardinia, Erie county, to raise money to build a town hall," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. G. Pope, Int. No. 1058, entitled "An act to authorize the county of Essex to borrow money for the purpose of enlarging, repairing and improving its county poor house, and to authorize the issue of bonds and provide for the payment thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Holden, Int. No. 1142½, entitled "An act to authorize the town of Cauldwell, in the county of Warren, to issue bonds to raise money to aid in building a court house and other county buildings, and to provide for the payment thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Griffin, Int. No. 778, entitled "An act to authorize the election of town auditors in the several towns of

the counties of Delaware and Ulster, in the State of New York, and to prescribe their powers and duties," reported the same for the consideration of the House, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Hardy, from the committee on internal affairs, to which was referred the bill introduced by Mr. Prince, Int. No. 1183, entitled "An act to provide for grading and macadamizing the highway known as Broadway, in the town of Flushing, Queens county, and for keeping the same in repair," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Manley, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Alberger, Int. No. 1152, entitled "An act to amend an act entitled 'An act in relation to the Fireman's Benevolent Association of Buffalo, and to regulate the number of trustees thereof,' passed April 13, 1869," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Kirk, Int. No. 1145, entitled "An act to incorporate the Daniel O'Connell Mutual Benevolent Irish League of the State of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Speaker, Int. No. 1187, entitled "An act to consolidate the New York Homœopathic Surgical Hospital of the city of New York with the Hahnemann Hospital of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Eastman, Int. No. 1172, entitled "An act to confirm the reorganization of the First Universalist Society of Marshall, New York, and to authorize the trustees of said society to sell and convey real estate," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Eastman, Int. No. 1171, entitled "An act to incorporate the Social Turnverein of the city of Poughkeepsie," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 111, entitled "An act to enable the Edwin Forrest Home, a corporation existing under the laws of Pennsylvania, to take, hold and convey real estate, and releasing to said corporation the interests of this State in certain lands," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 148, entitled "An act relative to the investment of the funds of The Universalist General Conven-

tion," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 148, entitled "An act to authorize the Cannon Street Baptist church in the city of New York to sell certain lands in the city of Brooklyn formerly used for cemetery purposes, and to perfect titles in the purchasers thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Daly, from the committee on charitable and religious societies, to which was referred the Senate bill, Int. No. 120, entitled "An act to amend an act entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, and the acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Philpot, from the committee on agriculture, to which was referred the bill introduced by Mr. G. W. Spencer, Int. No. 1151, entitled "An act to provide for the incorporation of the New York State Grange of the Patrons of Husbandry, and councils and granges subordinate thereto," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Philpot, from the committee on agriculture, to which was referred the bill introduced by Mr. Foote, Int. No. 1025, entitled "An act in relation to the Iroquois Agricultural Society," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Philpot, from the committee on agriculture, to which was referred the bill introduced by Mr. Brown, Int. No. 974, entitled "An act to amend an act in relation to taxing dogs," reported adversely thereto, which report was agreed to.

Mr. Wight, from the committee on insurance, to which was referred the bill introduced by Mr. Townsend, Int. No. 1118, entitled "An act to authorize the agriculturists of the several counties of this State to form associations for mutual protection from loss on account of fire and lightning," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Wight, from the committee on insurance, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 568, entitled "An act to incorporate the Sterling Life Policy Loan and Trust Company of New York," reported adversely thereto, which report was agreed to.

Mr. Wight, from the committee on insurance, to which was referred the Senate bill, Int. No. 127, entitled "An act to provide security against extraordinary conflagrations, and for the creation of safety funds by fire insurance companies," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill introduced by Mr. Alvord, Int. No. 1175, entitled "An act to amend the charter of the International Exchange and Agency Company of New York, incorporated by chapter 684 of the Laws of 1873," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill introduced by Mr. Leake, Int. No. 1198, entitled "An act to incorporate the Equitable Loan and Trust Company of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the bill introduced by Mr. Coughlin, Int. No. 988, entitled "An act to incorporate the International Warehouse and Guaranty Company," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Burritt, from the committee on banks, to which was referred the Senate bill, Int. No. 99, entitled "An act to incorporate the Kingston Savings Bank," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 442, entitled "An act to compel vagrant children to attend school," reported adversely thereto, which report was agreed to.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Coughlin, Int. No. 912, entitled "An act relative to common schools in the city of New York," reported adversely thereto.

Mr. Coughlin moved to disagree with said report, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was so committed.

Mr. Bostwick, from the committee on public education, to which was referred the bill introduced by Mr. Hussey, Int. No. 1214, entitled "An act to confirm the election and proceedings of the trustees of Friends Academy," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bostwick, from the committee on public education, to which was referred the Senate bill introduced by Mr. Gross, Int. No. 78, entitled "An act relative to the care and education of deaf-mutes," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cauldwell, Int. No. 651, entitled "An act to re-enact and amend an act entitled 'An act to provide for the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York' passed May 23, 1873," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Allen, Int. No. 1161, entitled "An act to amend an act entitled An act to authorize the common council of the city of Brooklyn to open and improve Van Cott avenue, in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was

referred the bill introduced by Mr. Berri, Int. No. 751, entitled "An act to amend an act entitled 'An act to amend an act entitled An act to regulate elections in the city of Brooklyn,' passed May 7, 1872, passed May 1, 1873," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Donahue, Int. No. 1147, entitled "An act for the improvement of Bridge street, in the city of Brooklyn," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Healy, Int. No. 531, entitled "An act to widen West street from the battery or pier No. 1, North river, to Hammond street, in the city of New York," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Eastman, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 873, entitled "An act to legalize the employment of Anthony J. Bleecker by the commissioners of the sinking fund of the city and county of New York," reported adversely thereto, which report was agreed to.

Mr. Bulkley, from the committee on public health, to which was referred the bill introduced by Mr. Griffin, Int. No. 844, entitled "An act to protect the health of female operatives and working women," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Stacy dissented from said report.

Mr. Batcheller, from the committee on ways and means, to which was referred the bill introduced by Mr. Alberger, Int. No. 1164, entitled "An act to establish a board for the assessment and equalization for the value of real estate in the city of Buffalo," reported the same for the consideration of the House, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Biglin, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. S. G. Pope, Int. No. 1180, entitled "An act to amend chapter 409 of the Laws of 1872, entitled 'An act to incorporate the Oswegatchie Bridge Company,'" reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Hiller, Int. No. 1133, entitled "An act to release to James V. Gates the interest of the people of the State of New York in certain lands acquired by escheat on the death of Mary J. Gates," reported adversely thereto, which report was agreed to.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the bill introduced by Mr. Brown, Int. No. 1158, entitled "An act to release the interest of the people of the State of New York in certain real estate to John Waters and Catharine Waters," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Brewer, from the committee on petitions of aliens, to which was referred the Senate bill introduced by Mr. Middleton, Int. No. 132, enti-

tled "An act to release the interest of the people of the State of New York in certain real estate to Lucilia Willis," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 3,500 extra copies of the report of the Fish Commissioners, reported in favor of the passage of the same, with an amendment, in the words following:

Resolved (if the Senate concur), That 2,000 extra copies of the report of the Fish Commissioners be printed for the use of the Commissioners, and 1,500 for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing 2,500 copies of the annual report of the Superintendent of Public Instruction, reported in favor of the passage of the same, in the words following:

Resolved (if the Senate concur), That 2,500 copies of the twentieth annual report of the Superintendent of Public Instruction, in the usual form, 1,000 of which is to be bound in cloth, be printed for distribution by that officer; one copy also for each school district and school commissioner in the State, and 500 copies to be bound in cloth for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Bennett, from the committee on public printing, to which was referred the joint resolution relative to printing the reports of the New York State Agricultural Society, reported in favor of the passage of the same, with amendments, in the words following:

Resolved (if the Senate concur), That fifteen copies of the New York State Agricultural Society for each of the years 1872 and 1873, be printed in one volume for each member and reporter of the Legislature; fifteen hundred copies for the use of the society; twenty copies for the county agricultural society in each county electing one member of Assembly, and a proportionate number in counties electing more than one member of Assembly; fifteen copies for each town and union agricultural society; four hundred and twenty copies for the American Institute in the city of New York, and one hundred copies for the Regents of the University, for exchanges; and that the said reports be bound in the same manner as heretofore, and distributed as above provided without delay: provided, however, that the number of pages of said book be limited to 800.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Worth, from the committee on expenditures of the House, to which was referred the following resolution, to wit: "*Resolved*, That the Clerk of the Assembly is hereby directed to furnish to each member, officer and reporter of the Assembly ten copies of the diagram of the

Assembly Chamber," reported adversely thereto, which report was agreed to.

Mr. Alberger, from the committee on canals, to which was referred the Senate bill introduced by Mr. Kellogg Int. No. 341, entitled "An act to authorize the Canal Commissioners in charge of the middle division of the Erie canal to widen and deepen the Stroud, Chapman, Olcott and Douglas ditches, so called, in Cowasselon swamp, and to dig and construct such new ditches as may be necessary to drain said swamp and low lands of the surplus waters of the Erie canal," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

The Senate returned the concurrent resolution calling from the Governor Assembly bill No. 283, entitled "An act to amend the charter of the village of Little Falls, New York," with a message informing that they had passed the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to enable the town of Amity, in the county of Allegany, to pay its railroad bonds before they become due," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the village of Albion to raise money by tax to complete the new village town hall," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Whalen, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Knapp	Schifferdecker
Alberger	Davis	Kshinka	Shattuck
Allen	Denniston	Lincoln	Simon
Alvord	Dickson	Lockwood	Sloan
Badger	Eastman	Lynde	H. Smith
Barrow	Ely	Mackin	J. W. Smith
Bassett	Farrar	Manley	Speaker
Batcheller	Fish	McAfee	C. S. Spencer
Beebe	Foot	Melvin	Stover
Beecher	Goss	E. Miller	Taylor
Bennett	Gregory	W. Miller	Thorp
Berri	Gurnee	Morey	Townsend
Biglin	Hardy	Nice	Vedder
Bostwick	Hayes	Oakley	Weed
Braman	Hazelton	O'Callaghan	West
Brown	Herrick	Parry	Whalen
Bulkley	Hiller	Patten	Witbeck

Barritt
Carpenter
Cauldwell
Clark
Colahan

Hoag
Holden
Hussey
Jones
Kirk

Petty
G. Pope
S. G. Pope
Quinn
Sanford

Wight
Winfield
C. B. Wood
P. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act to confirm the title of certain real estate in Esther Young, the widow of Joseph Young, late of the county of Clinton, an alien, deceased," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 9, after the word "released" insert the words "to the said Esther Young."

Strike out section 2 and insert the following:

"§ 2. Nothing in this act contained shall be construed to impair, release or discharge any right, claim or interest of any creditor by mortgage, judgment or otherwise, or of any heir at law, grantee or devisee in said real estate."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel
Alberger
Allen
Alvord
Badger
Barrow
Bassett
Batcheller
Beebe
Beecher
Bennett
Berri
Biglin
Bordwell
Bostwick
Braman
Brower
Brown
Bulkley
Burritt
Carpenter
Clark
Coffey
Colahan

Comstock
Daly
Davis
Deane
Denniston
Dickson
Eastman
Ely
Fish
Foote
Goss
Gregory
Griffin
Hammond
Hardy
Hazelton
Herrick
Hiller
Hoag
Houghton
Hussey
Johnson
Jones
Kirk

Leake
Lincoln
Lockwood
Lynde
Mackin
Manley
McAfee
McQueen
Melvin
E. Miller
W. Miller
Morey
Nice
Oakley
O'Callaghan
Persons
Petty
Philpot
G. Pope
S. G. Pope
Prince
Quinn
Sanford
Scherman

Schifferdecker
Shattuck
Simon
Sloan
H. Smith
J. W. Smith
Speaker
C. S. Spencer
Stacy
Stephens
Sunderlin
Taylor
Tewksbury
Townsend
Vedder
Wagstaff
Weed
Whalen
Wight
Winfield
C. B. Wood
P. Woods
Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to facilitate the construction of the New York and Canada railroad, and reappropriating certain moneys to aid in the construction of said road."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill entitled "An act to provide for the establishment of a system of graded schools in the village of Ithaca," with a message in the words following:

IN SENATE, *April 2, 1874.*

Pursuant to a concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill entitled "An act to provide for the establishment of a system of graded schools in the village of Ithaca."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Selkreg, and by unanimous consent, the same was amended as follows:

Section 11, line 13, strike out the words "of article." Line 14, strike out the word "seven;" also strike out the word "one" and insert the word "seven." Same section, line 25, strike out the words "of article." Line 26, strike out the word "seven;" also strike out the word "one" and insert the word "seven." Same section, line 35, strike out the words "of article." Line 36, strike out the word "seven;" also strike out the word "one" and insert the word "seven." Same section, line 69, strike out the words "of article seven." Line 70, strike out the word "one" and insert the word "seven."

Section 12, line 7, strike out the word "to." Line 33, strike out the words "of article seven;" also strike out the word "one" and insert the word "seven."

Section 13, line 6, strike out the words "of article seven;" also strike out the word "one" and insert the word "seven." Line 9, strike out the words "article and." Line 16, strike out the words "and title."

Section 20, strike out subdivision 10, change subdivision 11 to subdivision 10.

Section 26, line 2, strike out the word "over." Line 3, strike out the words "the age" and insert in lieu thereof the words "between the ages;" same line, after the word "five" insert the words "and twenty-one."

And said bill, as amended, passed, and ordered sent to the Assembly for concurrence.

By order,

HENRY A. GLIDDEN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel
Alberger

Comstock
Coughlin

Kirk
Landfield

Scherman
Schifferdecker

Allen	Davis	Leake	Sherwood
Alvord	Deane	Lincoln	Simon
Badger	Denniston	Lockwood	H. Smith
Barrow	Dickson	Lynde	J. W. Smith
Bassett	Donahue	Manley	C. S. Spencer
Batcheller	Eastman	McAfee	Stacy
Beebe	Farrar	McGroarty	Stover
Beecher	Fish	McQueen	Sunderlin
Bennett	Foots	Melvin	Tewksbury
Berri	Goss	E. Miller	Townsend
Biglin	Gregory	Morey	Vedder
Bordwell	Griffin	Nice	Wagstaff
Bostwick	Hammond	O'Callaghan	West
Braman	Hanrahan	Parry	Whalen
Brewer	Hardy	Petty	Witbeck
Brown	Hazelton	Philpot	Wight
Bulkley	Herrick	G. Pope	Winfield
Burritt	Hoag	Prince	C. B. Wood
Carpenter	Holden	Ryan	P. Woods
Cauldwell	Hussey	Sanford	Worth
Chadwick	Jones		

Said bill as, amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Leake	Schifferdecker
Alberger	Comstock	Lincoln	Shattuck
Allen	Coughlin	Lockwood	Sloan
Alvord	Davis	Lynde	J. W. Smith
Badger	Denniston	Mackin	Speaker
Barrow	Dickson	Manley	C. S. Spencer
Bassett	Farrar	McAfee	Stacy
Batcheller	Fish	McQueen	Stover
Beebe	Foots	E. Miller	Sunderlin
Beecher	Goss	W. Miller	Tewksbury
Bennett	Gregory	Morey	Townsend
Berri	Gurnes	Nice	Waehner
Biglin	Hardy	Oakley	West
Bordwell	Hayes	Parry	Whalen
Bostwick	Healey	G. Pope	Witbeck
Braman	Hiller	Prince	Wight
Brewer	Hoag	Quinn	Winfield
Bulkley	Holden	Ryan	C. B. Wood
Carpenter	Hussey	Sanford	P. Woods
Chadwick	Johnson	Scherman	Worth
Clark	Kirk		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same, as amended.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 3, 1874. }

To the Assembly:

In accordance with a concurrent resolution of Senate and Assembly, I have the honor to return herewith Assembly bill No. 283, entitled "An act to amend the charter of the village of Little Falls, New York."

JOHN A. DIX.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Leake	Simon
Alberger	Coughlin	Lincoln	Sloan
Allen	Davis	Lockwood	H. Smith
Alvord	Denniston	Mackin	J. W. Smith
Badger	Dickson	Manley	C. S. Spencer
Barrow	Eastman	McQueen	G. W. Spencer
Bassett	Farrar	Melvin	Stover
Batcheller	Foote	E. Miller	Sunderlin
Beebe	Goss	W. Miller	Taylor
Beecher	Gregory	Morey	Thorp
Bennett	Gurnee	Nice	Townsend
Berri	Hammond	O'Callaghan	Vedder
Biglin	Hardy	Persons	Waelner
Bordwell	Hazelton	Philpot	Wagstaff
Bostwick	Hiller	G. Pope	West
Braman	Hoag	Prince	Whalen
Brewer	Houghton	Quinn	Witbeck
Brown	Hussey	Ryan	Wight
Bulkley	Johnson	Sanford	Winfield
Burritt	Jones	Scherman	C. B. Wood
Cauldwell	Knapp	Schifferdecker	P. Woods
Chadwick	Kshinka	Shattuck	Worth
Clary			

On motion of Mr. W. Miller, and by unanimous consent, said bill was amended as follows:

Section 1, line 1, change the word "incorporating" to the word "re-incorporating." Same section, line 2, strike out the word "sixteenth" and insert in lieu thereof the word "tenth." Same section, line 3, change the word "fifty-two" to the word "fifty."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Leake	Schifferdecker
Alberger	Comstock	Lincoln	Sherwood
Allen	Davis	Lockwood	Sloan
Alvord	Deane	Lynde	H. Smith
Badger	Denniston	Mackin	Snyder
Barrow	Dickson	Manley	Speaker
Bassett	Eastman	McAfee	C. S. Spencer
Batcheller	Ely	McQueen	G. W. Spencer
Beebe	Fish	Melvin	Stover
Beecher	Goss	E. Miller	Sullivan
Bennett	Griffin	W. Miller	Tewksbury
Biglin	Hammond	Murray	Townsend
Blessing	Hardy	Nice	Vedder
Bordwell	Hazleton	O'Callaghan	Wagstaff
Bostwick	Herrick	Parry	Weed
Braman	Hoag	Persons	Whalen
Brewer	Houghton	Petty	Wight
Brown	Hussey	Philpot	Winfield
Bulkley	Jones	S. G. Pope	C. B. Wood
Carpenter	Kirk	Quinn	P. Woods
Chadwick	Law	Sanford	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weed moved to amend his instructions to the committee on canals last night by substituting the words "commissioners of the canal fund" in place of the words "Canal Board," relating to the appointment of paymasters.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Knapp	Scherman
Alberger	Comstock	Landfield	Schifferdecker
Allen	Coughlin	Lawrence	Shattuck
Alvord	Daly	Leake	Sherwood
Badger	Davis	Lincoln	Simon

Barrow	Deane	Lynde	Sloan
Bassett	Dickson	Manley	J. W. Smith
Batcheller	Donahue	McAfee	C. S. Spencer
Beecher	Eastman	McGroarty	Stacy
Bennett	Farrar	McQueen	Stover
Berri	Fish	Melvin	Sullivan
Biglin	Footo	E. Miller	Sunderlin
Blessing	Goss	W. Miller	Taylor
Bordwell	Gregory	Morey	Townsend
Bostwick	Hardy	Nice	Vedder
Brewer	Hayes	Parry	Wagstaff
Brown	Healey	Petty	Weed
Bulkley	Hiller	Philpot	West
Burritt	Hoag	G. Pope	Whalen
Carpenter	Holden	Quinn	Witbeck
Cauldwell	Houghton	Ryan	Winfield
Chadwick	Hussey	Sanford	Worth
Cleary	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to revise the charter of the city of Buffalo,' passed April 28, 1870, as amended January 12, 1872," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Hussey	Scherman
Alberger	Comstock	Jones	Schifferdecker
Allen	Coughlin	Kirk	Sherwood
Alvord	Daly	Landfield	Simon
Badger	Denne	Lawrence	Sloan
Bassett	Denniston	Lenko	H. Smith
Batcheller	Dickson	Lincoln	J. W. Smith
Beecher	Eastman	Mackin	C. S. Spencer
Bennett	Farrar	Manley	Stacy
Berri	Fish	McAfee	Stover
Biglin	Footo	McGroarty	Sunderlin
Blessing	Goss	McQueen	Taylor
Bordwell	Gregory	Melvin	Thorp
Braman	Griffin	E. Miller	Townsend
Brown	Hardy	W. Miller	Vedder
Bulkley	Hayes	Morey	Weed
Burritt	Hazelton	Murray	West
Carpenter	Healey	Oakley	Whalen
Cauldwell	Herrick	Parry	Witbeck
Chadwick	Hiller	Petty	Wight
Clark	Holden	G. Pope	Worth
Cleary	Houghton	Sanford	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Leake	Schifferdecker
Alberger	Coughlin	Lincoln	Shattuck
Allen	Daly	Lockwood	Sherwood
Alvord	Deane	Lynde	Simon
Badger	Denniston	Manley	H. Smith
Barrow	Dickson	McAfee	J. W. Smith
Bassett	Eastman	McGroarty	C. S. Spencer
Beecher	Farrar	McQueen	G. W. Spencer
Bennett	Fish	Melvin	Stacy
Berri	Footo	E. Miller	Stover
Biglin	Goss	W. Miller	Sullivan
Blessing	Gregory	Morey	Taylor
Bordwell	Griffin	Murray	Townsend
Brown	Hammond	Oakley	Vedder
Bulkley	Hardy	O'Callaghan	West
Burritt	Hazeltan	Parry	Whalen
Carpenter	Healey	Petty	Witbeck
Cauldwell	Hiller	Philpot	Wight
Chadwick	Holden	Ryan	Winfield
Clark	Hussey	Sanford	Worth
Colahan	Landfield	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 308 of the Laws of 1858, entitled 'An act to authorize the appointment of commissioners to take the proof and acknowledgment of deeds and other instruments, and to administer oaths in Great Britain and France,' passed April 17, 1858," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Hussey	Scherman
Alberger	Colahan	Jones	Schifferdecker
Allen	Comstock	Leake	Shattuck

Alvord	Coughlin	Lincoln	Simon
Badger	Daly	Lockwood	Sloan
Barrow	Deane	Mackin	H. Smith
Bassett	Denniston	McAfee	Snyder
Batcheller	Dickson	McGroarty	C. S. Spencer
Beecher	Donahue	McQueen	Stacy
Bennett	Eastman	Melvin	Stover
Berri	Farrar	E. Miller	Sunderlin
Biglin	Fish	Morey	Taylor
Blessing	Foote	Nice	Townsend
Bordwell	Goss	Oakley	Vedder
Braman	Gregory	O'Callaghan	Weed
Brown	Griffin	Parry	West
Bulkley	Hardy	Philpot	Whalen
Burritt	Hazelton	G. Pope	Wight
Carpenter	Hiller	Ryan	Winfield
Cauldwell	Holden	Sanford	Worth
Chadwick	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Buffalo Street Railroad Company to make certain contracts with the Buffalo East-Side Street Railway Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Houghton	Scherman
Alberger	Cleary	Jones	Schifferdecker
Allen	Comstock	Leake	Shattuck
Alvord	Coughlin	Lincoln	Simon
Badger	Davis	Lynde	Sloan
Barrow	Deane	Mackin	H. Smith
Bassett	Denniston	McAfee	J. W. Smith
Batcheller	Dickson	McGroarty	C. S. Spencer
Beecher	Eastman	McQueen	Stacy
Bennett	Farrar	Melvin	Stephens
Berri	Fish	E. Miller	Stover
Biglin	Foote	W. Miller	Sunderlin
Blessing	Goss	Murray	Taylor
Bordwell	Gregory	Nice	Townsend
Bostwick	Griffin	Oakley	Vedder
Braman	Hardy	Parry	Weed
Brown	Hazelton	Petty	West
Bulkley	Hiller	Philpot	Witbeck
Burritt	Hoag	Ryan	Winfield
Carpenter	Holden	Sanford	Worth
Cauldwell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend chapter 863 of the Laws of 1867, entitled An act to construct a bridge over Tonawanda creek, in the counties of Erie and Niagara, and to provide means therefor,'" being announced for a third reading,

On motion of Mr. Comstock, and by unanimous consent, said bill was amended as follows, reference to printed bill :

Section 1, line 3, after the word "follows" insert the following:

"Section two of an act to construct a bridge over Tonawanda creek, in the village of Tonawanda, in the counties of Erie and Niagara, and to provide means therefor, being chapter 863 of the Laws of 1867, is hereby amended so as to read as follows."

Section 2, line 1, after the word "follows" insert the following:

"Section 6 of said act is hereby amended so as to read as follows."

Section 3, line 1, after the word "follows" insert the following:

"Section 9 of said act is hereby amended so as to read as follows."

Amend the title by striking out the words "an act," where it secondly occurs, and insert the words "chapter 787 of the Laws of 1873." Also, add at the end thereof "passed June 18, 1873."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Hussey	Sanford
Alberger	Colahan	Leake	Scherman
Badger	Comstock	Lincoln	Schifferdecker
Barrow	Coughlin	Mackin	Shattuck
Bassett	Daly	Manley	Simon
Batcheller	Deane	McAfee	Sloan
Beecher	Denniston	McGroarty	J. W. Smith
Bennett	Dickson	McQueen	C. S. Spencer
Berri	Eastman	Melvin	Stacy
Biglip	Farrar	W. Miller	Stover
Blessing	Fish	Morey	Sullivan
Bordwell	Foote	Murray	Taylor
Bostwick	Goss	Oakley	Townsend
Braman	Gregory	O'Callaghan	Vedder
Brown	Hardy	Parry	West
Bulkley	Hazelton	Petty	Whalen
Burritt	Hiller	Philpot	Witbeck
Carpenter	Hong	Quinn	Winfield
Cauldwell	Holden	Ryan	Worth
Chadwick	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 395 of the Laws of

1873, entitled 'An act to alter the system of repairing the highways,' passed May 2, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Hussey	Scherman
Alberger	Coffey	Leake	Schifferdecker
Allen	Colahan	Lincoln	Shattuck
Alvord	Comstock	Mackin	Simon
Badger	Coughlin	Manley	Sloan
Barrow	Daly	McAfee	H. Smith
Bassett	Deane	McGroarty	J. W. Smith
Batcheller	Denniston	McQueen	C. S. Spencer
Beecher	Dickson	Melvin	Stacy
Bennett	Eastman	E. Miller	Stephens
Berri	Farrar	W. Miller	Stover
Biglin	Fish	Morey	Sullivan
Blessing	Foote	Nice	Taylor
Bostwick	Goss	Oakley	Townsend
Braman	Gregory	O'Callaghan	Vedder
Brown	Hurdy	Parry	West
Bulkley	Hazelton	Petty	Whalen
Burritt	Hiller	Philpot	Witbeck
Carpenter	Hoag	Quinn	Wight
Cauldwell	Holden	Sanford	Winfield
Chadwick	Houghton		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend chapter 504 of the Laws of 1873, entitled 'An act in relation to a certain highway in the county of Hamilton, appropriating certain non-resident highway moneys thereto, and repealing acts heretofore passed in relation thereto,' passed May 14, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Houghton	Sanford
Alberger	Colahan	Hussey	Scherman
Alvord	Comstock	Leake	Schifferdecker
Badger	Coughlin	Lincoln	Shattuck
Barrow	Daly	Mackin	Simon

Bassett	Davis	Manley	H. Smith
Batcheller	Drane	McAfee	J. W. Smith
Beecher	Denniston	McGroarty	C. S. Spencer
Bennett	Dickson	McQueen	Stacy
Berri	Eastman	Melvin	Stover
Biglin	Farrar	E. Miller	Sullivan
Blessing	Fish	Morey	Sanderlin
Bordwell	Foots	Murray	Taylor
Braman	Goss	Nice	Townsend
Brown	Gregory	Oakley	Vedder
Bulkley	Hardy	O'Callaghan	West
Burritt	Hazelton	Persons	Whalen
Carpenter	Hiller	Petty	Witbeck
Cauldwell	Hoag	Phillips	Wight
Chadwick	Holden	Ryan	Worth
Clerk			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the high school in the city of Poughkeepsie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Holden	Sanford
Alberger	Cleary	Houghton	Scherman
Allen	Coffey	Hussey	Schifferdecker
Alvord	Colahan	Leake	Shattuck
Badger	Comstock	Lincoln	Simon
Barrow	Coughlin	Lockwood	Sloan
Bassett	Daly	Mackin	J. W. Smith
Batcheller	Deane	Manley	C. S. Spencer
Beecher	Denniston	McAfee	Stephens
Bennett	Dickson	McGroarty	Stover
Berri	Eastman	McQueen	Sullivan
Biglin	Farrar	E. Miller	Sanderlin
Bordwell	Fish	W. Miller	Taylor
Bostwick	Foots	Morey	Townsend
Braman	Goss	Murray	Vedder
Bulkley	Gregory	Onkley	West
Burritt	Hardy	O'Callaghan	Whalen
Carpenter	Hazelton	Parry	Witbeck
Cauldwell	Hiller	Philpot	C. B. Wood
Chadwick	Hong	Quinn	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the president, directors and company of the Schoharie Kill Bridge Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cleary	Houghton	Sanford
Alberger	Coffey	Johnson	Scherman
Allen	Colahan	Jones	Schifferdecker
Alvord	Comstock	Landfield	Shattuck
Badger	Coughlin	Leake	Simon
Barrow	Daly	Lincoln	Sloan
Bassett	Deane	Mackin	H. Smith
Batcheller	Denniston	Manley	J. W. Smith
Beecher	Dickson	McAfee	Snyder
Bennett	Eastman	McGroarty	C. S. Spencer
Berri	Farrar	McQueen	Stacy
Biglin	Fish	Melvin	Stover
Blessing	Foote	E. Miller	Taylor
Bordwell	Goss	W. Miller	Townsend
Bostwick	Gregory	Morey	Vedder
Brown	Hanrahan	Oakley	West
Bulkley	Hazelton	O'Callaghan	Whalen
Burritt	Healey	Parry	Witbeck
Carpenter	Hiller	Petty	C. B. Wood
Cauldwell	Hoag	Philpot	Worth
Chadwick	Holden		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kshinka offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 331, entitled "An act to authorize the construction of a railway on Hudson, Philip, Hamilton, Lark, Allen, Eagle, State, Madison avenue and other streets in the city of Albany," be recommitted to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill was so recommitted.

The bill entitled "An act to authorize the appraisal and sale of leased fine salt lots on the Onondaga Salt Springs Reservation, by the Commissioners of the Land Office," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 5 }

Those who voted in the affirmative, were

Alberger	Colahan	Landfield	Scherman
Allen	Comstock	Lawrence	Schifferdecker

Alvord	Coughlin	Leake	Simon
Badger	Daly	Lincoln	Sloan
Barrow	Davis	Lockwood	H. Smith
Bassett	Deane	Mackin	J. W. Smith
Beebe	Denniston	McAfee	C. S. Spencer
Bennett	Dickson	McGroarty	G. W. Spencer
Berri	Farrar	Melvin	Stephens
Blessing	Fish	E. Miller	Stover
Bordwell	Gregory	Morey	Thorp
Bostwick	Hardy	Murray	Townsend
Bulkley	Healey	Oakley	Vedder
Burritt	Herrick	O'Callaghan	Wahner
Carpenter	Hoag	Petty	Witbeck
Cauldwell	Hussey	Prince	Wight
Clark	Jones	Ryan	P. Woods
Cleary	Kirk	Sanford	Worth
Coffey	Kshinka		

Those who voted in the negative, were

Goss	Phillips	Winfield	C. B. Wood
Parry			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to supply the village of Niagara City with pure and wholesome water," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Knapp	Shattuck
Alberger	Davis	Kshinka	Simon
Allen	Deane	Landfield	Sloan
Alvord	Denniston	Lincoln	H. Smith
Badger	Dickson	Lockwood	J. W. Smith
Barrow	Eastman	Lynde	Speaker
Bassett	Ely	Mackin	C. S. Spencer
Batcheller	Farrar	McAfee	G. W. Spencer
Beebe	Fish	Melvin	Stover
Beecher	Goss	W. Miller	Sullivan
Bennett	Gurnee	Morey	Sunderlin
Berri	Hammond	Murray	Tewksbury
Bordwell	Hanrahan	Oakley	Thorp
Bostwick	Hardy	Patten	Wahner
Bulkley	Hazelton	Philpot	Weed
Burritt	Healey	Prince	Whalen
Carpenter	Herrick	Ryan	Witbeck
Cauldwell	Hoag	Sanford	Winfield
Chadwick	Hussey	Scherman	C. B. Wood
Clark	Jones	Schifferdecker	Worth
Comstock	Kirk		

Ordered, That the Clerk deliver said bill to the Senate, and request concurrence therein.

The bill entitled "An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Erie canal, on Salina street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal, to connect University avenue, heretofore called Walnut street with Canal street, in said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Daly	Kshinka	Schifferdecker
Alberger	Davis	Landfield	Shattuck
Alvord	Deane	Lawrence	Simon
Badger	Denniston	Leake	Sloan
Barrow	Dickson	Lincoln	H. Smith
Bassett	Ely	Lockwood	Snyder
Beecher	Farrar	Mackin	C. S. Spencer
Bennett	Fish	McAfee	G. W. Spencer
Biglin	Goss	McGroarty	Stacy
Blessing	Gregory	Melvin	Sunderlin
Bordwell	Gurnee	E. Miller	Taylor
Bostwick	Hardy	W. Miller	Townsend
Bulkley	Hayes	Morey	Vedder
Burritt	Hazelton	Onkley	Weed
Carpenter	Healey	O'Callaghan	Whalen
Cauldwell	Herrick	Parry	Wight
Clark	Hoag	Petty	C. B. Wood
Coffey	Hussey	Philpot	P. Woods
Comstock	Jones	Sanford	Worth
Coughlin	Kirk	Scherman	

For the negative,

Berri

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrences therein.

The bill entitled "An act to provide for the care of the lands and buildings known as Washington's Headquarters, in the city of Newburgh, and the property connected therewith," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Deane	McAfee	Shattuck
Alberger	Denniston	McGroarty	Simon
Alvord	Dickson	McQueen	Sloan
Badger	Farrar	Melvin	J. W. Smith
Barrow	Fish	E. Miller	Snyder
Bassett	Gregory	W. Miller	C. S. Spencer
Beecher	Hammond	Morey	G. W. Spencer
Biglin	Hardy	Nice	Stacy
Blessing	Hayes	Oakley	Stephens
Bordwell	Healey	O'Callaghan	Stover
Bostwick	Herrick	Parry	Sullivan
Hulkley	Hoag	Patten	Thorp
Cauldwell	Hussey	Petty	Townsend
Clark	Kirk	Philpot	Wachner
Coffey	Kshinka	Prince	Whalen
Colahan	Landfield	Ryan	Witbeck
Comstock	Lawrence	Sanford	Wight
Coughlin	Leake	Scherman	C. B. Wood
Daly	Lincoln	Schifferdecker	Worth
Davis	Mackin		

For the negative,

Berri

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario,' passed March 3, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Landfield	Simon
Alberger	Daly	Leake	Sloan
Allen	Deane	Lincoln	H. Smith
Alvord	Denniston	Mackin	J. W. Smith
Badger	Dickson	McAfee	C. S. Spencer
Barrow	Farrar	McGroarty	G. W. Spencer
Bassett	Fish	McQueen	Stover
Batcheller	Goss	Melvin	Thorp
Beebe	Gregory	E. Miller	Townsend
Beecher	Gurnee	Morey	Vedder
Bennett	Hammond	Murray	Wachner
Biglin	Hanrahan	O'Callaghan	West

Bordwell	Hardy	Parry	Whalen
Bulkley	Hayes	Philpot	Witbeck
Burritt	Healey	Prince	Wight
Cauldwell	Herrick	Quinn	Winfield
Clark	Hoag	Ryan	C. B. Wood
Coffey	Hussey	Sanford	P. Woods
Colahan	Jones	Scherman	Worth
Comstock	Kirk	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the planting and protection of oysters in those portions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Shattuck
Alberger	Coughlin	Kshinka	Simon
Allen	Daly	Landfield	Sloan
Alvord	Davis	Leake	Snyder
Badger	Deane	Lincoln	C. S. Spencer
Barrow	Denniston	Mackin	Stacy
Bassett	Dickson	McAfee	Stephens
Batcheller	Farrar	McGroarty	Sullivan
Beebe	Fish	McQueen	Sunderlin
Beecher	Goss	E. Miller	Taylor
Bennett	Gregory	Morey	Thorp
Blessing	Hammond	Oakley	Vedder
Bordwell	Hanrahan	O'Callaghan	Whalen
Braman	Hardy	Parry	Witbeck
Brown	Hayes	Persons	Wight
Bulkley	Healey	Philpot	Winfield
Burritt	Herrick	Quinn	C. B. Wood
Cauldwell	Hoag	Ryan	P. Woods
Clark	Hussey	Sanford	Worth
Colahan	Jones	Schifferdecker	

For the negative,

Berri

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to regulate the sale of illuminating gas manufactured by the Equity Gas-light Company of the eastern district of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards in said city," with a message informing that they had passed the same, with the following amendment :

Section 1. line 3, after the word "sell" insert the words "and shall sell."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kirk	Simon
Alberger	Daly	Kshinka	Sloan
Allen	Davis	Leake	H. Smith
Alvord	Deane	Lincoln	J. W. Smith
Badger	Denniston	Lynde	C. S. Spencer
Barrow	Dickson	Mackin	Stacy
Bassett	Farrar	McAfee	Stephens
Batcheller	Fish	McQueen	Stover
Beecher	Goss	Melvin	Sullivan
Bennett	Gregory	E. Miller	Sunderlin
Berri	Gurnee	Morey	Thorpe
Biglin	Hammond	Oakley	Townsend
Bordwell	Hardy	Parry	Vedder
Bostwick	Hayes	Petty	Waehner
Braman	Healey	Philpot	Weed
Bulkley	Herrick	S. G. Pope	Whalen
Cauldwell	Hiller	Prince	Wight
Chadwick	Hoag	Quinn	Winfield
Clark	Houghton	Ryan	C. B. Wood
Coffey	Hussey	Sanford	P. Woods
Colahan	Johnson	Scherman	Worth
Comstock	Jones	Schifferdecker	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The bill entitled "An act to authorize the Canal Commissioners to construct a swing, hoist or turn-table bridge over the Oswego canal on Salina street, at its junction with Bridge street, in the city of Syracuse, and to use the materials of the old bridge in constructing a bridge over said canal to connect Danforth and Marsh streets in said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Daly	Landfield	Simon
Alberger	Davis	Leake	Sloan

Allen	Deane	Lincoln	J. W. Smith
Alvord	Denniston	Lockwood	Snyder
Badger	Dickson	Mackin	C. S. Spencer
Bassett	Ely	McAfee	Stacy
Beecher	Farrar	McGroarty	Stephens
Bennett	Fish	McQueen	Stover
Biglin	Goss	Melvin	Sullivan
Bordwell	Gregory	W. Miller	Taylor
Bostwick	Hammond	Morey	Thorp
Braman	Hardy	Oakley	Townsend
Burritt	Hayes	O'Callaghan	Vedder
Carpenter	Hazelton	Parry	Wachner
Cauldwell	Healey	Petty	Witbeck
Clark	Hiller	Prince	Wight
Cleary	Hoag	Ryan	Winfield
Coffey	Hussey	Sanford	P. Woods
Comstock	Kirk	Scherman	Worth
Coughlin	Kshinka	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Phillips, from the committee on engrossed bills, reported as correctly engrossed the bill entitled as follows:

"An act in relation to the Herkimer and Mohawk Street Railroad Company."

Mr. J. W. Smith moved to lay the present order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate returned the bill entitled as follows:

"An act to regulate the sale of illuminating gas manufactured by the Equity Gas Light Company of the Eastern district of the city of Brooklyn, and to authorize the laying of mains and conductors in certain wards of said city."

Ordered, That the Clerk deliver said bill to the Governor.

The bill entitled "An act in relation to the Herkimer and Mohawk Street Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abel	Daly	Lawrence	Shattuck
Alberger	Davis	Leake	Simon
Allen	Deane	Lincoln	Sloan
Alvord	Denniston	Lockwood	H. Smith
Badger	Dickson	Mackin	J. W. Smith
Barrow	Ely	McAfee	Speaker
Bassett	Farrar	McQueen	C. S. Spencer

Batcheller	Goss	Melvin	G. W. Spencer
Beecher	Gregory	E. Miller	Stacy
Bennett	Gurnee	W. Miller	Stover
Berri	Hammond	Morey	Sullivan
Bordwell	Hanrahan	Oakley	Taylor
Bostwick	Hardy	O'Callaghan	Thorp
Braman	Hazelton	Parry	Townsend
Bulkley	Healey	Petty	Waehner
Burritt	Herrick	Philpot	Whalen
Carpenter	Hoag	Prince	Witbeck
Cauldwell	Hussey	Quinn	Wight
Chadwick	Johnson	Ryan	Winfield
Clark	Jones	Sanford	C. B. Wood
Comstock	Kirk	Scherman	P. Woods
Coughlin	Kshinka	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal section 20 of chapter 229 of the Laws of 1870, entitled 'An act to organize and establish a police for the city of Schenectady,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Coughlin	Kshinka	Shattuck
Alberger	Daly	Landfield	Simon
Allen	Davis	Leake	Sloan
Alvord	Denniston	Lincoln	H. Smith
Badger	Dickson	Mackin	J. W. Smith
Barrow	Ely	McAfee	C. S. Spenceer
Bassett	Farrar	McGroarty	G. W. Spencer
Bennett	Fish	Melvin	Stephens
Berri	Goss	E. Miller	Stover
Bordwell	Griffin	W. Miller	Sunderlin
Bostwick	Gurnee	Morey	Thorp
Braman	Hammond	Oakley	Townsend
Brown	Hardy	Phillips	Vedder
Bulkley	Hayes	Prince	Wagstaff
Burritt	Hazelton	Quinn	Witbeck
Cauldwell	Hiller	Ryan	Wight
Clark	Hoag	Sanford	Winfield
Coffey	Hussey	Scherman	C. B. Wood
Colahan	Jones	Schifferdecker	P. Woods
Comstock	Kirk		

For the negative,

Parry

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Erie canal, in the highway running from Palmyra road to the Carterville road in the town of Pittsford," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 4 }

Those who voted in the affirmative, were

Abeel	Deane	Mackin	Snyder
Alberger	Denniston	McGroarty	C. S. Spencer
Alvord	Dickson	McQueen	Stacy
Badger	Ely	Melvin	Stephens
Bassett	Farrar	E. Miller	Stover
Beecher	Fish	Oakley	Sullivan
Bennett	Goss	O'Callaghan	Taylor
Berri	Gregory	Parry	Thorp
Biglin	Gurnee	Prince	Townsend
Blessing	Hammond	Quinn	Vedder
Bordwell	Hardy	Ryan	Waehner
Bostwick	Hazelton	Sanford	Wagstaff
Burritt	Hiller	Scherman	Witbeck
Cauldwell	Hoag	Schifferdecker	Wight
Clark	Hussey	Shattuck	Winfield
Comstock	Jones	Simon	C. B. Wood
Coughlin	Kshinka	Sloan	P. Woods
Daly	Landfield	H. Smith	Worth
Davis	Lockwood	J. W. Smith	

Those who voted in the negative, were

Batcheller	Kirk	Knapp	Phillips
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Blessing moved that the House do now adjourn till Monday evening at 7½ o'clock.

Mr. Batcheller moved to amend by striking out the words "till Monday evening" and inserting the words "this evening."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Batcheller, and it was determined in the negative.

Mr. Alvord moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Blessing, and it was determined in the affirmative.

{ AYES 50 }
{ NOES 41 }

Those who voted in the affirmative, were

Abeel	Deane	Murray	C. S. Spencer
Allen	Denniston	Oakley	Stephens

Badger	Eastman	O'Callaghan	Stover
Barrow	Farrar	Patten	Sullivan
Berri	Gurnee	Quinn	Taylor
Biglin	Hayes	Ryan	Townsend
Blessing	Healey	Scherman	Wahner
Bordwell	Holden	Schifferdecker	Wagstaff
Cauldwell	Kirk	Shattuck	Witbeck
Cleary	Kshinka	Simon	Wight
Coffey	Mackin	J. W. Smith	Winfield
Comstock	McGroarty	Snyder	P. Woods
Coughlin	McQueen		

Those who voted in the negative, were

Alberger	Dickson	Landfield	Petty
Alvord	Fish	Leake	Phillips
Bassett	Goss	Lincoln	Prince
Batcheller	Gregory	Lockwood	Sanford
Beecher	Hammond	McAfee	Sloan
Bennett	Hardy	Melvin	Speaker
Bostwick	Hazleton	E. Miller	G. W. Spencer
Braman	Hiller	W. Miller	Stacy
Burritt	Hoag	Morey	Thorp
Clark	Hussey	Parry	Vedder
Davis			

And, at 1 o'clock and 45 minutes, the House adjourned.

MONDAY, APRIL 6, 1874.

The House met pursuant to adjournment.

Prayer by Rev. T. B. Berry.

On motion of Mr. Batcheller, and by unanimous consent, the reading of the journal of Friday was dispensed with.

Mr. Alvord moved that the action of the House in adopting the report of the committee on public printing on Friday be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Alvord then moved that said report lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By unanimous consent, Mr. Batcheller introduced a bill entitled "An act to amend an act entitled 'An act to authorize the construction of sewers in the village and town of Saratoga Springs,' which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Batcheller, and by unanimous consent, said bill was ordered to a third reading.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act relating to the publication of judicial proceedings and legal notices in New York city and county," which was read the first time,

and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the construction of a bridge over the Tioga river, in the town of Erwin, county of Steuben," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to provide for the protection of the guard-lock on the Chenango canal extension and South Water street, and to prevent the inundation of South street, in the city of Binghamton," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to unify the supervision of the schools of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to improve Fourth street, in the city of Brooklyn."

"An act to authorize the Oneonta Manufacturing Company of Oneonta, Otsego county, New York, to issue preferred stock."

"An act to amend the charter of the Tract Society of the Methodist Episcopal Church."

"An act authorizing the Dry Dock Savings Institution of the city of New York to change its location."

Ordered, That the Clerk deliver said bills to the Governor.

By unanimous consent, Mr. Wight introduced a bill entitled "An act to suppress intemperance and to regulate the sale of intoxicating liquors in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

By unanimous consent, Mr. Braman introduced a bill entitled "An act authorizing the city of Albany to close a part of Exchange street in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Schifferdecker introduced a bill entitled "An act to extend the time for the completion of the New York and Albany Railroad," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Hiller introduced a bill entitled "An act to amend an act entitled 'An act to revise and consolidate the general acts relating to public instruction, passed May 2, 1864,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

By unanimous consent, Mr. Alberger introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of perfecting the extended system of water supply to the city and its inhabitants," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, by unanimous consent, the bill entitled "An act to amend an act entitled 'An act to incorporate the Buffalo Safe Deposit Company,' passed June 7, 1873," which was read the first time, and by unanimous

consent was also read the second time, and referred to the committee on banks.

Also, by unanimous consent, the bill entitled "An act to amend the charter of the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. McGroarty introduced a bill entitled "An act for the relief of the Park Avenue Railroad Company in the city of Brooklyn, and to authorize the extension of its tracks through certain streets and avenues in said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Morey introduced a bill entitled "An act to repeal chapter 388 of the Laws of 1837, entitled 'An act to incorporate the Leicester Bridge Company,' passed May 11, 1837," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

By unanimous consent, Mr. Alvord introduced a bill entitled "An act to regulate railroad taxation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. C. S. Spencer introduced a bill entitled "An act to change the name and amend the charter of the New York Orthopædic Dispensary," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Mr. Wight called from the table the report of the sub-committee of the whole, in the words following:

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 612, printed No. 571, entitled "An act to provide for supplying the village of Flushing, Queens county, with pure and wholesome water," passed February 15, 1872, reported in favor of the passage of the same with the following amendment:

Section 2, line 6, strike out the words "school district," and insert the word "village."

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 476, printed No. 443, entitled "An act relative to certain assessment proceedings in the city of Brooklyn, and providing for payment for work done thereunder," reported in favor of the passage of the same with the following amendments:

Section 2, line 2, strike out the word "arsenal," and insert the word "avenue."

Line 5, make the word "re-levied" read "levied."

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 571, printed No. 532, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867," reported in favor of the passage of the same

Mr. Wight, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 650, printed No. 120, entitled "An act to legalize and confirm all laws, ordinances and resolutions heretofore passed by the common council of the city of Albany, and approved by the mayor thereof, directing or authorizing the constructing or building of any drain or sewer, together with the contracts made or entered into there-

under by said common council or the board of contract and apportionment of said city, to provide for the taking and acquiring of real estate and appurtenances for the purpose of constructing, building or maintaining any drain or sewer built or to be built or constructed, assessing the damages and recompense of the owner or owners thereof, and for the apportionment and assessment of such damages and recompense, and the expense of building and constructing such drain or sewer, with the incidental expenses attending the same, and for the enforcing and collecting of such apportionments and assessments," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 568, printed No. 518, entitled "An act to repeal so much of chapter 817, Session Laws of 1866, and of chapter 796, of Session Laws of 1868, and of chapter 227 of Session Laws of 1872, as may exempt townships No. 35, 36, 40 and 41 of Totten and Crossfield's purchase from any of the provisions with regard to highway taxes of said townships, together with the highway taxes of townships No. 5 and 39 of same purchase, to the uses and reconstruction of the Carthage road, from Long lake to Beach's lake, now called Lake Brandreth, in Hamilton county," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 267, printed No. 253, entitled "An act to amend an act entitled 'An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof,' passed April 28, 1873," reported in favor of the passage of the same, with the following amendments:

Section 1, strike out lines 1 and 2. Line 3, strike out the word "seventy-five" and insert the word "sixty;" strike in same line the words "fifth edition." Line 5, strike out the word "seventy-five" and insert the word "sixty." Line 6, after the word "road" insert the words "except where the same is altered, opened or laid out with the consent in writing of the owner or owners of the land to be taken for such alteration or opening." Strike out line 9, and the words "be laid out" in line 10. Line 11, strike out the words "and propriety." Line 13, strike out the word "adjoining." Line 24, strike out the words "who shall be freeholders of the town." Add to the section the words "and also to such justice of the peace the sum of one dollar." Line 1, strike out the word "adjoining." Line 38, strike out from the word "thereof" to and including the word "forthwith," in line 40, and insert the words "and the said constable shall receive two dollars for serving such summons." Lines 50 and 51, strike out the words "of the town through which the road is laid." Line 59, strike out the word "reasons" and insert the word "testimony." Line 60, after the word "alteration" insert the words "by witnesses who shall be sworn by a justice of the peace of said town." Same line, strike out the word "nine" and insert the word "eight." Line 69, strike out the word "nine" and insert the word "eight." Line 74, after the word "jury" insert the words "or the service upon them of the consent in writing of the owners of the land to be taken for such opening or alteration."

Section 2, strike out the words "section nine of said."

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 490, printed No. 465, entitled "An act

to change the name of and for the relief of the Brooks Locomotive Works," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 684, printed No. 148, entitled "An act to create a board of excise in the several towns of this State," reported in favor of the passage of the same.

Section 1, line 25, engrossed bill, after the word "filled" insert the words "by appointment by the supervisor and justices of the peace of said town, or a majority of them, until the next annual town meeting, when such vacancy shall be filled by election."

Section 2, line 11, after the word "office" insert the words "within thirty days after the receipt thereof;" add to the section the words "said moneys shall be disposed of as directed by the town board."

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 580, printed No. 541, entitled "An act to repeal section 10 of chapter 398 of the Laws of 1872, entitled 'An act to incorporate the Batavia Library Association, and appropriating certain moneys thereto,'" reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 707, printed No. 85, entitled "An act authorizing Ermina O. Goodwin to continue a ferry across Seneca lake," reported in favor of the passage of the same."

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 574, printed No. 535, entitled "An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the corporation of said village,' passed April 3, 1861," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 604, printed No. 561, entitled "An act to amend an act entitled 'An act to provide for the election of a receiver of taxes and assessments for the town and village of Lansingburgh, in the county of Rensselaer,' passed May 5, 1870," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 478, printed No. 445, entitled "An act repealing chapter 227 of the Laws of 1872, so far as the same affects lands in the town of Newcomb, Essex county," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 400, printed No. 377, entitled "An act to amend an act supplementary to 'An act to incorporate the New York Eye Infirmary,' passed March 29, 1822, and the act amendatory thereof, passed April 30, 1864," reported in favor of the passage of the same.

Mr. Wight, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 482, printed No. 449, entitled "An act to provide for the improvement of the hydraulic power of Chateaugay river," reported in favor of the passage of the same, with the following amendments:

Section 2, line 4, insert the name of "Harry P. Orcutt."

Section 5, line 3, after the word "upon" insert the words "the Chateaugay river between Chateaugay lake and."

Section 17, line 4, strike out the word "Chatauqua" and insert the

word "Chateaugay." Same section, line 8, strike out the word "assessment" and insert the word "assent."

Mr. Wight, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 654, printed No. 167, entitled "An act to authorize the city of Utica to provide a building for fire department purposes, and borrow and disburse money to pay for the same," reported in favor of the passage of the same, with the following amendment:

Section 1, strike out all after the word "purpose," in line 6, engrossed bill, and insert the words "of erecting an engine house to be used and occupied by steamer company No. 2."

Mr. Wight, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 406, printed No. 96, entitled "An act to amend an act entitled 'An act authorizing and providing for the election of a police justice and a police constable in the village of Addison, in the county of Steuben, and for the erection of a jail or lock-up therein,' passed March 2, 1868," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 334, printed No. 315, entitled "An act to amend an act entitled 'An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870," reported in favor of the passage of the same, with the following amendments:

Section 5, lines 17 and 18, strike out the words "State street."

Add as section 6: "The widening of Ballston avenue to 80 feet in width, from South street northerly to Union street, according to a map made and the resolution adopted June 28, 1873, by the commissioners of construction appointed by chapter 623 of the Laws of 1870, to lay out and improve the roads and avenues in the village of Saratoga Springs is hereby ratified, legalized and confirmed, and the said avenue as widened declared to be a public highway, but all the provisions relating to the assessment of benefits and damages contained in said act, and the acts amendatory thereof, shall apply to this portion of the avenue."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 401, printed No. 378, entitled "An act for the further protection of private property," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 533, printed No. 494, entitled "An act to provide for the opening and improving of Liberty street, in the town of New Lots, Kings county," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 529, printed No. 100, entitled "An act to incorporate Howland College for the education of young women," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 568, printed No. 529, entitled "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village,

and to confirm and extend the powers of the corporation of said villages,' passed May 10, 1870," reported in favor of the passage of the same, with the following amendment:

Add to section 11 the following: "Provided, however, that in any proceeding now pending for the opening, closing or widening of any street or avenue, and for which no assessment has yet been imposed, a majority of the owners of the real estate situated in the assessment district established or to be established as the district of assessment for such improvement, may present a remonstrance in writing against such improvement to the board of trustees of said village; and upon the presentation of such remonstrance at any time before the appointment of commissioners to make such assessment, the resolution or ordinance opening, closing or widening such street or avenue shall be null and void, and the same shall be thereupon rescinded by said trustees."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 573, printed No. 534, entitled "An act to extend the boundaries of the village of Dansville," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 426, printed No. 400, entitled "An act to incorporate the Mount Pleasant Water Works Company," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Senate bill, G. O. 676, printed No. 139, entitled "An act to amend the charter of the village of Horseheads, Chemung county," reported in favor of the passage of the same, with the following amendment:

Add to section 2 the following: "Any violation of the provisions of this section shall be a misdemeanor, punishable by a fine of not exceeding one hundred dollars, or imprisonment not exceeding sixty days in the county jail, or by both."

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 569, printed No. 530, entitled "An act to authorize the village of Mount Vernon to take, hold and convey certain lands," reported in favor of the passage of the same.

Mr. W. Miller, from the sub-committee of the whole, to which was referred the Assembly bill, G. O. 635, printed No. 590, entitled "An act to provide for improvements in and adjoining the first ward of Long Island City," reported in favor of the passage of the same with the following amendments:

Section 3, line 47, after the word "avenue," make the remainder section 4. Line 51, strike out the words "shown upon said assessment maps." Line 55, strike out the words "used in said maps or be." Line 92, before the word "district," insert the word "sub."

Section 5, lines 24 and 25, strike out the words "such court or officer shall thereupon." Line 31, strike out the word "corrections," and insert the word "corrected."

Section 6, line 13, after the word "assessments," insert the words "and interest."

Section 7, line 4, strike out the words "the first ward," and insert the words "said city."

Section 8, lines 5 and 6, strike out the words "the first ward of." Line 10, after the word "commissioners," insert the words "but said commis-

sioners shall have power to reject any bids not deemed by them to be for the public interests."

Section 10, line 17, after the word "and," insert the words "except in cases requiring the removal of buildings now standing."

Section 11, line 1, after the word "the," insert the words "completion of the." Line 2, after the word "parcels," insert the words "of land."

Section 12, transpose lines 9, 10, 11 and 12, and place them at end of section. Line 25, after the word "vacancies," insert the words "or who shall be appointed as hereinbefore provided."

Section 16, line 5, after the word "to," insert the words "grade, pave." Line 6, after the word "such," insert the words "grading, paving."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That said bills be engrossed and to a third reading.

Mr. Speaker presented a resolution of the German property owners of the Tenth, Eleventh, Seventeenth, Eighteenth, Nineteenth and Twenty-first wards of the city of New York, against the pending amendment to the Constitution relating to the Erie canal; which was laid upon the table and ordered printed.

(*See Doc. No. 126.*)

By unanimous consent, Mr. Clark introduced a bill entitled "An act to incorporate the Farmers and Mechanics' Savings Bank of Palmyra," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

By unanimous consent, Mr. McGroarty introduced a bill entitled "An act to amend an act entitled 'An act to grant additional privileges to the Broadway Railroad Company of Brooklyn,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Speaker presented the thirty-third annual report of the New York State Agricultural Society of 1873; which was laid upon the table and ordered printed.

(*See Doc. No. 131.*)

Messrs. Daly, Leake, Blumenthal, Biglin, Scherman, Dean, Coughlin, Spencer and Mr. Speaker presented petitions of citizens of the city of New York in favor of the Eastman Rapid Transit in said city; which were read and referred to the committee on railroads.

Mr. Worth presented several petitions in relation to annexation of the cities of New York and Brooklyn in one municipal government; which were read and referred to the committee of the whole.

Mr. Goss presented a petition of citizens of Monroe county in favor of the bill changing the name of the Monroe Agricultural Society; which was read and referred to the committee of the whole.

Mr. Waehner presented a petition of 8,000 citizens of the city of New York in favor of the passage of the bill introduced by the Hon. T. G. Alvord, in reference to the sale of intoxicating liquors; which was read and referred to the committee of the whole.

Mr. Barrow presented a remonstrance of citizens of Syracuse against enlarging the class to whom license for selling intoxicating liquors may be granted; which was read and referred to the committee on internal affairs.

Mr. Denniston presented a petition of citizens of Orange county, in

favor of bill creating State board of health ; which was read and referred to the committee of the whole.

Mr. Hussey presented a remonstrance against the repeal of the game law as relates to Cayuga and Seneca lake ; which was read and referred to the committee on internal affairs.

Mr. Wight presented a remonstrance of inhabitants of Greenburg against repeal of White Plains Drainage Company ; which was read and referred to the committee on internal affairs.

Mr. Batcheller offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That a joint convention of the Senate and Assembly be held on Tuesday the 7th day of April instant, at 12 o'clock noon, in the Assembly chamber, for the purpose of electing a State Superintendent of Public Instruction.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. J. W. Smith offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That the Clerks of the Senate and Assembly be directed to furnish to each member of the Senate and Assembly, and to the Clerk of the Senate and Clerk of the Assembly, for the present year, thirty-five copies each of the State Manual for 1874, and to the other officers and reporters of the Senate and Assembly, for the year 1874, entitled to stationery orders, five copies each ; provided, however, that the price shall not exceed one dollar per copy.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Biglin offered for the consideration of the House a resolution, in the words following :

Resolved, That the Assembly bill entitled "An act to provide for the support of prisoners confined on civil process," be recommitted to the committee on affairs of cities for amendment, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Lincoln offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That the 8,000 copies of the "Seward Memorial," ordered printed by the committee of arrangements in 1873, and now lying in the office of Weed, Parsons & Co., be distributed as follows: Five hundred and fifty copies be deposited in the office of the Secretary of State for general distribution ; twenty-five copies to each of the members of the Senate and Assembly, including those members of 1873, not returned, and the balance divided pro rata, among the officers in the clerk's desks, and reporters of the two Houses.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Alberger offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate concur), That there be printed for the use of the State Engineer's Department 500 additional copies, bound in cloth,

of the State Engineer and Surveyor's report on the canals for the fiscal year ending September 30, 1873.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Berri offered for the consideration of the House a resolution, in the words following :

Resolved, That the president or secretary of the New York and Brooklyn Ferry Company be directed to make, within five days from the service of this resolution, and submit to this Assembly a report to contain as follows :

1st. The amount of capital stock of said company at its organization, the amount or amounts since added to same, and the proportions of such stock originally and at each increase severally subscribed in cash, real estate and other property.

2d. The name of each shareholder of said company on January 1st, 1874, with the amount of the company's stock held by him.

3d. The amount of the gross receipts from ferriage, interest and rents, and of the several dividends paid to stockholders from January 1st, 1872, to the date of the report hereby ordered, specifying whether said dividends were quarterly or semi-annual, and the dates of their payment.

4th. The amount and estimated value of the property now held by the said company, distinguished into real estate and personal property, stating of the real estate where it is situated, and the assessed and estimated value of the several parcels ; and stating of the personal property the number and names of boats, when built, and the price of each, and its present estimated value ; and also a detail of the company's investments other than those herein defined.

5th. The number and name of each ferry run by said company, the respective receipts, and the rents paid annually for each.

6th. The amount of taxes paid by said company each year, divided into real and personal ; what proportion in New York, and what in Brooklyn.

Said resolution giving rise to debate,

Ordered, That the same be laid upon the table.

Mr. Burritt offered for the consideration of the House a resolution, in the words following :

Whereas, The public sentiment of the country, as expressed in the resolutions of commercial conventions, boards of trade, official messages and reports of State authorities, and memorials to Congress of large numbers of leading business men, point unerringly to measures for an early resumption of specie payments by the Federal government, and a return to a redeemable currency ; and

Whereas, The free banking law of the State of New York has been declared by common consent to be the most perfect yet devised, and has received the approval and endorsement of the eminent statesmen and financiers of the country by its adoption in other States, and in its leading features by the general government ; and as the necessity occasioned by rebellion and war of government interference in the business of banking has passed away, the whole subject should be remanded to the several States and subjected to their legislation and control, except the duty of providing a uniform currency for the country, which is properly a function of Congress ; therefore,

Resolved (if the Senate concur), That our senators and representatives in Congress be requested to take such action as may be necessary

to procure legislation for the relief of the banks of this State from the present existing discriminations against them, and in pursuance of the plan for free banking, and a national currency as recommended by the Superintendent of the Banking Department in his last annual report to the Legislature, to use their influence for the passage of such laws as will provide for a restoration of free banking under State laws with a uniform currency.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Wachner offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee on commerce and navigation be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act in relation to the Commissioners of Emigration,'" and that the same be referred to the committee of the whole.

Mr. Snyder moved to lay said resolution upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hussey offered for the consideration of the House a resolution, in the words following :

Resolved (if the Senate), That a message be sent to his Excellency the Governor requesting the return to the House of Assembly bill No. 234, entitled "An act to amend an act entitled 'An act to consolidate road districts 18 and 19 in the town of Ledyard, in the county of Cayuga, and to provide for the election of pathmaster in said districts,'" for amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Hammond called from the table the resolution previously offered by him, in the words following :

Resolved (if the Senate concur), That there be printed and bound in cloth, under the direction of the State Engineer and Surveyor, the following number of copies of the report on Railroads for the year ending September 30, 1873 : For each member, officer and reporter of the Assembly, ten copies ; and for the Department of the State Engineer and Surveyor, 2,400 copies ; the whole expense to be refunded to the treasury of the State by an equitable assessment by the Comptroller on the several railroad companies of this State.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 71 {
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Clark	Kirk	Scherman
Alberger	Comstock	Kshinka	Schifferdecker
Allen	Daly	Landfield	Simon
Alvord	Deane	Leake	Sloan
Barrow	Denniston	Lockwood	J. W. Smith
Bennett	Dickson	Lynde	C. S. Spencer
Berri	Eastman	Manley	Sunderlin

Biglin	Fish	McAfee	Taylor
Blumenthal	Foote	McGroarty	Thorp
Bordwell	Goss	McQueen	Vedder
Bostwick	Griffin	Melvin	West
Braman	Hammond	W. Miller	Whalen
Brewer	Hardy	Morey	Wight
Brown	Hiller	Petty	Winfield
Bulkley	Houghton	Philpot	C. B. Wood
Burritt	Hussey	Quinn	P. Woods
Carpenter	Johnson	Ryan	Worth
Chadwick	Jones	Santora	

Those who voted in the negative, were

Badger Phillips

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Bulkley offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 230, entitled "An act to create a State Board of Health for the protection of life and health, and to prevent the spread of diseases in the State of New York," be referred back to the committee on public health for amendment, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Braman offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill entitled "An act to amend the charter of the city of Cohoes, and to provide for the widening of Columbia street in that city," be recommitted to the committee on affairs of cities, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Eastman offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 618, entitled "An act to provide the city and county of New York with a railway system for rapid transit of passengers, freight and mails," be made a special order for Wednesday morning next, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Eastman offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 618, entitled "An act to provide the city and county of New York with a railway system for rapid transit of passengers, freights and mails," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 36 }
{ NOES 35 }

Those who voted in the affirmative, were

Badger	Cauldwell	McAfee	Scherman
Barrow	Clark	McGrearty	Sloan
Bennett	Daly	W. Miller	H. Smith
Biglin	Eastman	O'Callaghan	Speaker
Blumenthal	Fish	Parry	C. S. Spencer
Bostwick	Houghton	Patten	Taylor
Brewer	Kshinka	Petty	Whalen
Bulkley	Lockwood	Phillips	Wight
Burritt	Lynde	Philpot	Worth

Those who voted in the negative, were

Abeel	Foots	Jones	G. W. Spencer
Alberger	Goss	Landfield	Sunderlin
Allen	Griffin	Lincoln	Thorp
Alvord	Hammond	Morey	Vedder
Bordwell	Hayes	Quinn	Waehner
Braman	Hazelton	Sanford	Witbeck
Carpenter	Hiller	Schifferdecker	Winfield
Comstock	Hoag	J. W. Smith	C. B. Wood
Denniston	Holden	Snyder	

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to regulate the size of apple, pear and potato barrels,' passed May 12, 1862."

"An act in relation to the enforcement of mortgages on boats navigating the canals of this State."

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to amend section 27, title 17, of chapter 2, of part, 3 of the Revised Statutes, entitled 'General miscellaneous provisions concerning suits and proceedings in civil cases.'"

Senate, "An act to amend chapter 577 of the Laws of 1873, as amended by chapter 639, Laws of 1873, relative to the designation of the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes."

"An act to authorize the Geneva and Southwestern Railway Company to acquire title to certain real estate for the purposes of said railway."

And after some time spent therein, Mr. Speaker resumed the chair, and Mr. Quinn, from said committee, reported progress on said first mentioned bill, and asked and obtained leave to sit again.

Mr. Quinn, from said committee, also reported progress on said second mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. W. Miller moved to disagree with the report of the committee, and that said bill be ordered to a third reading.

Mr. Alvord moved to strike out the amendment offered by Mr. Miller in committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Alvord, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. Miller, and it was determined in the affirmative.

Said bill was ordered to a third reading.

Mr. Quinn, from said committee, also reported in favor of the passage of said third mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 426, G. O. 457, "An act to provide for supplying the village of Owego, in the county of Tioga, with water."

Assembly bill No. 451, G. O. 484, "An act to amend an act entitled 'An act relating to the preservation of speckled brook trout within the counties of Tioga and Tompkins, State of New York,' passed June 12, 1873."

Senate bill No. 22, G. O. 503, "An act to amend the Revised Statutes relating to embezzlements by clerks, servants, officers, agents and other persons."

Assembly bill No. 527, G. O. 564, "An act to legalize the acts of Coe Mullock, a justice of the peace of the county of Tioga."

Assembly bill No. 537, G. O. 576, "An act in relation to the improvement of Racket river."

Assembly bill No. 588, G. O. 633, "An act to provide for the planting of trees on the streets of the city of Brooklyn."

Assembly bill No. 591, G. O. 636, "An act to authorize the common council of the city of Oswego to borrow money and to raise by tax upon the real and personal property of said city, in the year 1874, a sum sufficient to repay the same."

Said bills were so referred.

On motion of Mr. J. W. Smith, at 9 o'clock, the House adjourned.

TUESDAY, APRIL 7, 1874.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Unholz.

The reading of the journal of yesterday having been commenced, on motion of Mr. Batcheller, and by unanimous consent, its further reading was dispensed with.

The Senate returned the bill entitled "An act to amend the act passed April 27, 1872, entitled 'An act to amend chapter 657 of the Laws of 1871, entitled An act to amend the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 20, 1871," with a message informing that they had passed the same, with the following amendments:

SECTION 1. The first section of the act entitled "An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes," passed February 17, 1848, as amended by chapter 262 of the Laws of 1857, as amended by section 2 of chapter 657 of the Laws of 1871, as amended by chapter 426 of the Laws of 1872, is hereby amended so as to read as follows:

§ 1. At any time hereafter, any three or more persons who may desire to form a company for the purpose of carrying on any kind of manufacturing, mining, mechanical or chemical business, or the business of printing and publishing books, pamphlets and newspapers, or the business of preserving and dealing in meats, or the business of making butter, cheese, concentrated or condensed milk, or any other products of the dairy, or the business of erecting buildings for church sheds or laundry purposes, and the carrying on of laundry business, or the business of slaughtering animals, may make, sign and acknowledge, before some officer competent to take the acknowledgment of deeds, and file in the office of the clerk of the county in which the business of the company shall be carried on, and a duplicate thereof in the office of the Secretary of State, a certificate in writing, in which shall be stated the corporate name of the said company and the objects for which the company shall be formed, the amount of the capital stock of the said company, the term of its existence (not to exceed fifty years), the number of shares of which the said stock shall consist, the number of trustees and their names, who shall manage the concerns of said company for the first year, and the names of the town and county in which the operations of the said company are to be carried on.

§ 2. The stockholders of any corporation hereafter formed under the act hereby amended, or any act amendatory thereof or supplementary thereto, or extending the operation and effect thereof, shall, in addition to the liabilities provided for in said acts, be individually responsible, equally and ratably, in an amount to the extent of their respective shares of stock in such corporation. The term stockholder, as used in this section, shall apply not only to such persons as appear by the books of the corporation or association to be such, but also to every equitable owner of stock, although the same may appear on such books in the name of another person; and also to every person who shall have advanced the installments or purchase money of any stock in the name of any person under twenty-one years of age, and while such person remains a minor, to the extent of such advance; and also to every guardian or other trustee who shall voluntarily invest any trust funds in such stock; and no trust funds in the hands of such guardian or trustee shall be in any way liable under the provisions of this act and the acts aforesaid by reason of any such investment, nor shall the person for whose benefit any such investment may be made be responsible in respect to such stock until thirty days after the time when such persons respectively become competent and able to control and dispose of the same; but the guardian or other trustee making such investment as aforesaid shall continue responsible as a stockholder until such responsibility devolves upon the person beneficially interested therein; and, in respect to stock held by a guardian or other trustee under a transfer of the same by a third person, or under positive directions by a third person for such investment, the person making such transfer or giving such directions, and his executors and administrators shall, for the purposes of this act, be deemed a stockholder; and the estate of such person, if he be deceased, shall be responsible for the debts and liabilities chargeable on such stock, according to the provisions of this act.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lynde	Scherman
Alberger	Coughlin	Mackin	Schifferdecker
Alvord	Daly	Manley	Shattuck
Badger	Davis	McAfee	Sherwood
Barrow	Ely	McGroarty	Simon
Bassett	Farrar	Melvin	Sloan
Batcheller	Fish	E. Miller	J. W. Smith
Bennett	Goss	W. Miller	Snyder
Biglin	Gregory	Oakley	Speaker
Blumenthal	Griffin	O'Callaghan	C. S. Spencer
Bordwell	Hardy	Parry	Stephens
Braman	Hazelton	Patten	Sunderlin
Brewer	Hiller	Petty	Taylor
Brown	Hoag	Phillips	Thorp
Carpenter	Johnson	Philpot	Townsend
Cauldwell	Jones	G. Pope	Vedder
Chadwick	Kirk	Prince	Whalen
Clark	Kshinka	Quinn	Witbeck
Coffey	Lawrence	Ryan	Wight
Colahan	Leake	Sanford	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the following resolution, with a message informing of concurrence in the passage of the same.

Resolved (if the Senate concur), That a joint convention of the Senate and Assembly be had on Tuesday, the 7th day of April inst., at 12 o'clock, noon, in the Assembly Chamber, for the purpose of electing a State Superintendent of Public Instruction.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bill entitled as follows:

"An act to amend the charter of the village of Little Falls, New York."

Ordered, That the Clerk return said bill to the Senate.

Pursuant to the 9th joint rule, Mr. Speaker announced the order of business, third reading of bills.

Mr. Alberger moved to lay said order of business upon the table for the purpose of taking up the general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Equitable Savings Institution of the city of New York,' passed May 7, 1869," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 55 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Lincoln	Sloan
Alberger	Comstock	Mackin	H. Smith
Alvord	Daly	McGroarty	J. W. Smith
Badger	Davis	E. Miller	Snyder
Barrow	Donahue	Oakley	Taylor
Bassett	Farrar	Phillips	Thorp
Berri	Fish	G. Pope	Townsend
Bostwick	Footo	Quinn	Waehner
Braman	Goss	Ryan	Whalen
Brown	Hanrahan	Sanford	Witbeck
Burritt	Holden	Schifferdecker	Winfield
Carpenter	Jones	Shattuck	C. B. Wood
Chadwick	Kirk	Sherwood	P. Woods
Clark	Leake	Simon	

Mr. Alvord moved to reconsider the vote by which said bill was lost, and that that motion lie upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker ordered the roll called to ascertain the number of members present, whereupon 100 members responded, as follows:

Abeel	Daly	Kirk	Ryan
Alvord	Davis	Kshinka	Sanford
Badger	Deane	Landfield	Scherman
Barrow	Donahue	Lawrence	Schifferdecker
Bassett	Eastman	Leake	Sherwood
Batcheller	Ely	Lockwood	Simon
Beebe	Farrar	Lynde	Sloan
Beecher	Fish	Mackin	H. Smith
Bennett	Footo	Manley	J. W. Smith
Blumenthal	Goss	McAfee	Snyder
Bordwell	Gregory	McGroarty	Speaker
Bostwick	Griffin	McQueen	C. S. Spence
Braman	Gurnee	Melvin	G. W. Spencer
Brewer	Hammond	E. Miller	Stacy
Brown	Hanrahan	W. Miller	Stephens
Burritt	Hardy	Morey	Taylor
Carpenter	Hayes	Oakley	Thorp
Cauldwell	Hazelton	Parry	Townsend
Chadwick	Healey	Patten	Vedder
Clark	Hiller	Petty	Weed
Clary	Hoag	Phillips	West
Coffey	Holden	Philpot	Whalen
Colahan	Houghton	G. Pope	Wight
Comstock	Hussey	Prince	Winfield
Coughlin	Johnson	Quinn	C. B. Wood 100

The bill entitled "An act enabling Olcott P. Boardman to appeal to the Canal Board from an award made on the first day of April, 1868, by the Canal Appraisers, for lands of said Boardman appropriated by the

State for the purpose of the Genesee Valley canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

Abeel	Cleary	Hoag	G. Pope
Alberger	Coffey	Hussey	Prince
Alvord	Colahan	Johnson	Scherman
Badger	Comstock	Jones	Schifferdecker
Barrow	Coughlin	Kirk	Sherwood
Bassett	Daly	Kshinka	Simon
Batcheller	Davis	Landfield	Sloan
Beecher	Deane	Lincoln	H. Smith
Bennett	Dickson	Lynde	J. W. Smith
Biglin	Donahue	Mackin	Snyder
Bordwell	Ely	Manley	Speaker
Bostwick	Farrar	McGroarty	C. S. Spencer
Braman	Fish	Melvin	Sunderlin
Brewer	Foote	E. Miller	Thorp
Bulkley	Gregory	W. Miller	Townsend
Burritt	Griffin	Morey	Vedder
Carpenter	Gurnee	Oakley	West
Cauldwell	Hanrahan	Parry	Witbeck
Chadwick	Hazeltan	Petty	C. B. Wood
Clark	Hiller	Philpot	

Those who voted in the negative, were

Blumenthal Phillips

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the construction and use of a railroad from the Thirty-fourth street ferry to the Ninety-second street ferry, in Long Island City, and through certain streets and avenues in the fourth ward of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 6 }

Those who voted in the affirmative, were

Alvord	Daly	Johnson	Philpot
Badger	Deane	Jones	G. Pope
Barrow	Dickson	Kirk	Prince
Bassett	Donahue	Kshinka	Ryan

Beecher	Eastman	Landfield	Sanford
Bennett	Farrar	Leake	Scherman
Biglin	Fish	Lincoln	Schifferdecker
Bordwell	Footo	Lockwood	Sherwood
Bostwick	Goss	Lynde	Simon
Braman	Gregory	Mackin	Sloan
Brewer	Griffin	Manley	C. S. Spencer
Brown	Gurnee	McAfee	Stacy
Burritt	Hanrahan	McGroarty	Sunderlin
Cauldwell	Hardy	Melvin	Taylor
Chadwick	Hazleton	E. Miller	Vedder
Clark	Healey	Morey	Weed
Cleary	Hiller	Oakley	West
Coffey	Hoag	O'Callaghan	Whalen
Colahan	Houghton	Petty	Wight
Comstock	Hussey	Phillips	

Those who voted in the negative, were

Batcheller	Coughlin	Knapp	Thorp
Blumenthal	Davis		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to reduce rates of ferriage on certain ferry routes between the city of New York and the seventeenth ward of the city of Brooklyn, and to establish rates of ferriage thereon, and to regulate the running of said ferries," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Fish	Manley	Sherwood
Badger	Footo	McAfee	Simon
Batcheller	Goss	McGroarty	Sloan
Beebe	Gregory	Melvin	H. Smith
Bennett	Griffin	E. Miller	J. W. Smith
Berri	Gurnee	Morey	Snyder
Blumenthal	Hammond	Oakley	Speaker
Bordwell	Hanrahan	O'Callaghan	C. S. Spencer
Bostwick	Hardy	Parry	Sunderlin
Brewer	Hazleton	Patten	Taylor
Brown	Healey	Petty	Thorp
Bulkley	Hiller	Phillips	Townsend
Burritt	Hoag	G. Pope	Vedder
Carpenter	Hussey	Quinn	West
Chadwick	Johnson	Ryan	Whalen
Clark	Kirk	Sanford	Witbeck
Colahan	Leake	Scherman	Wight

Coughlin	Lincoln	Schifferdecker	Winfield
Ely	Lynde	Shattuck	C. B. Wood
Farrar	Mackin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Westchester County Trust Company,' passed April 6, 1871," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coughlin	Lincoln	Simon
Alberger	Deane	Lynde	Sloan
Alvord	Dickson	Mackin	H. Smith
Badger	Ely	Manley	J. W. Smith
Barrow	Farrar	McAfee	Speaker
Bassett	Fish	McGroarty	C. S. Spencer
Batcheller	Foots	Morey	Stephens
Beecher	Goss	Murray	Sullivan
Bennett	Gregory	Oakley	Taylor
Berri	Gurnee	Parry	Thorp
Biglin	Hanrahan	Petty	Townsend
Bostwick	Hazelton	G. Pope	Vedder
Brewer	Hiller	Prince	Weed
Brown	Hoag	Quinn	West
Bulkley	Houghton	Ryan	Whalen
Burritt	Hussey	Sanford	Wight
Carpenter	Johnson	Scherman	Winfield
Cauldwell	Jones	Schifferdecker	C. B. Wood
Clark	Knapp	Shattuck	P. Woods
Colahan	Leake	Sherwood	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the 'Geneva Savings Bank,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Jones	Scherman
Alberger	Clark	Knapp	Schifferdecker

Allen	Coughlin	Kshinka	Shattuck
Alvord	Daly	Leake	Sherwood
Badger	Deane	Lincoln	Simon
Barrow	Denniston	Lockwood	Sloan
Bassett	Eastman	Mackin	H. Smith
Batcheller	Ely	Manley	J. W. Smith
Beecher	Farrar	McAfee	Snyder
Bennett	Fish	McQueen	C. S. Spencer
Berri	Footé	Melvin	Stephens
Biglin	Goss	E. Miller	Sunderlin
Bordwell	Gregory	Oakley	Thorp
Bostwick	Gurnee	Parry	Townsend
Braman	Hardy	Persons	Vedder
Brewer	Hayes	Phillips	Waehner
Bulkley	Healey	Philpot	West
Burritt	Hiller	G. Pope	Whalen
Carpenter	Hoag	Prince	Witbeck
Cauldwell	Houghton	Quinn	Wight
Comstock	Hussey	Sanford	C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The private secretary of his Excellency the Governor appeared in the Assembly Chamber, and presented a communication from the Governor in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 7, 1874. }

To the Legislature :

I deem it due to the honor and interest of the State to call upon you, as its chosen representatives, to take into consideration the propositions before Congress in regard to the currency. Though yet immature, and requiring the concurrent action of both Houses to give them the validity of law, they have, nevertheless, received in each such partial sanction as to excite serious alarm as to the result. In my annual message in January last, I expressed my earnest hope that the paper circulation issued by the government would be curtailed, and that early steps would be taken to resume specie payment. I did not anticipate that the extraordinary proposition of inflating the currency by adding to the outstanding legal tender notes, or by authorizing a further issue of national bank paper would be seriously made. In view of the purpose which has been indicated to enlarge the volume of paper of both descriptions, and to repudiate all attempts to re-establish the standard of specie, a policy, as I sincerely believe is fraught with wide-spread ruin to the industry of the country, and with imminent danger to its credit, I invoke your interposition to contribute all in your power to prevent its adoption. Your opinion, representing as you do more largely than the Legislature of any other State the financial and commercial interests of the Union, should carry with it great weight.

The flagrant injustice of the proposed measure will be the more apparent when you consider that, if adopted without repealing the legal tender act, the result will be not only to depreciate the paper currency still further, but to compel its acceptance in payment of debt, thus openly violating the solemnly proclaimed pledge of the government five years ago to redeem its notes in specie "at the earliest practicable

period," impairing the obligation of contracts, and consummating what the Constitution prohibits to the States as an act of moral and political turpitude. To degrade the currency and at the same time to compel the people to receive it as equivalent to specie would be the most tyrannical exercise and abuse of financial power of which a civilized government has ever been guilty in time of peace. It differs in no essential respect, either under its moral or its political aspects, from a degradation of the standard of specie by an adulteration of the national coin. Five years ago the sense of rectitude would have revolted at the suggestion of such an act of public perfidy; but a persistence in wrong and injustice rarely fails to reconcile further wrong to the thought first and to the purpose afterward. If, spurning away all the teachings of history, and trampling under foot all the maxims of political justice, we adopt a policy as fraudulent as it is demoralizing, our successors will look back on our conduct with humiliation and shame. The millions of depreciated and irredeemable paper if issued as proposed will, by a law of distribution which no human power can control, be poured into the city of New York to uphold and stimulate stock gambling, to glut the channels of industry with false tokens of value, to cause re-actions in the various departments of labor by which the working classes are thrown out of employment, and to shake to its foundations the fabric of the public credit. Against the introduction of such an instrument of dishonor and calamity we should enter our solemn protest, as we would against any other flood of contamination.

I speak with a clear understanding of the force of my words. I believe and trust you will concur with me in opinion that the emergency demands the plainest and most emphatic language. I therefore recommend such an expression on your part as may comport with the dignity of the Legislature, and as you may deem due to the interests of your constituents. I am not without hope that a timely declaration of your views to be presented to Congress through the Senators and representatives from this State may arrest the torrent of disgrace and disaster with which the country is threatened from this source. If your protests and warnings are unheeded, you will have the consolation of reflecting, when the evil comes upon us, that no effort on your part has been spared to avert it.

JOHN A. DIX.

In connection therewith, Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the sentiments expressed by the Governor in his special message, relating to the inflation of the currency, are hereby approved, and that, in the judgment of the Legislature of this State, it is the duty of the administrator of the general government at Washington, and of Congress, to stay the pernicious and ruinous policy of increasing the volume of irredeemable paper currency, and to take the requisite measures for a speedy resumption of specie payments.

Resolved, That copies of the Governor's message and of these resolutions be transmitted to the Senators and Representatives from this State, with the request that they be presented to the United States Senate and House of Representatives.

Mr. Alvord moved that the message, with the resolution of Mr. Weed, be referred to the committee on ways and means, with instructions to report thereon to-morrow.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to release the interest of the people of the State of New York in and to certain land situate in the city of Buffalo, to Gertrude Theile," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Knapp	Schifferdecker
Alberger	Comstock	Lawrence	Shattuck
Alvord	Coughlin	Leake	Sherwood
Badger	Daly	Lincoln	Simon
Barrow	Deane	Mackin	Sloan
Bassett	Denniston	Manley	H. Smith
Batcheller	Dickson	McQueen	J. W. Smith
Beecher	Donahue	Melvin	Snyder
Bennett	Eastman	E. Miller	Speaker
Berri	Farrar	W. Miller	C. S. Spencer
Biglin	Foots	Morey	G. W. Spencer
Blumenthal	Goss	Nice	Stephens
Bordwell	Griffin	Parry	Sullivan
Bostwick	Hammond	Patten	Taylor
Braman	Hardy	Phillips	Thorp
Brewer	Hazelton	Philpot	Townsend
Brown	Hiller	G. Pope	Vedder
Bulkley	Hoag	S. G. Pope	Weed
Burritt	Holden	Prince	Witbeck
Carpenter	Houghton	Quinn	Wight
Cauldwell	Hussey	Ryan	Winfield
Chadwick	Jones	Sanford	C. B. Wood
Clark	Kirk	Scherman	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 11, part 1, title 3, article 3, section 31, of the Revised Statutes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cauldwell	Johnson	Quinn
Alberger	Clark	Jones	Ryan
Allen	Comstock	Kirk	Sanford
Alvord	Coughlin	Kshinka	Scherman

Badger	Deane	Lincoln	Schifferdecker
Barrow	Denniston	Lockwood	Shattuck
Bassett	Dickson	Lynde	Sherwood
Batcheller	Eastman	Mackin	H. Smith
Beecher	Farrar	Manley	J. W. Smith
Bennett	Fish	McAfee	Snyder
Berri	Foote	McQueen	C. S. Spencer
Biglin	Gregory	E. Miller	Sunderlin
Bordwell	Hammond	W. Miller	Thorp
Bostwick	Hardy	Morey	Townsend
Braman	Hazelton	Oakley	Vedder
Brewer	Hiller	O'Callaghan	Weed
Brown	Hoag	Parry	Whalen
Bulkley	Holden	Petty	Wight
Burritt	Houghton	G. Pope	C. B. Wood
Carpenter	Hussey	Prince	P. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to legalize and confirm the official acts of Isaac Carpenter, a justice of the peace in the town of Schodack, in the county of Rensselaer, and to enable him to take and file his oath of office," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
 { NOES 00 }

Those who voted in the affirmative, were

Abel	Clark	Houghton	Sanford
Alberger	Comstock	Hussey	Scherman
Alvord	Coughlin	Johnson	Schifferdecker
Badger	Daly	Landfield	Sherwood
Barrow	Deane	Leake	Simon
Bassett	Denniston	Lincoln	Sloan
Batcheller	Dickson	Lynde	Snyder
Beecher	Eastman	Manley	C. S. Speneer
Bennett	Farrar	McAfee	Stacy
Berri	Fish	McGroarty	Sunderlin
Biglin	Foote	McQueen	Taylor
Blumenthal	Goss	Melvin	Tewksbury
Bordwell	Gregory	E. Miller	Thorp
Bostwick	Griffin	W. Miller	Townsend
Brewer	Hanrahan	Morey	Vedder
Brown	Hardy	Oakley	West
Bulkley	Hazelton	Parry	Whalen
Burritt	Hiller	Petty	Witbeck
Carpenter	Hoag	Philpot	Wight
Chadwick	Holden	G. Pope	Worth

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act in relation to the keeping open of certain public offices in the county of Kings,' passed June 28, 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Deane	Lawrence	Shattuck
Allen	Denniston	Lincoln	Sherwood
Alvord	Dickson	Lockwood	Simon
Badger	Eastman	Lynde	Sloan
Barrow	Ely	Manley	H. Smith
Bassett	Farrar	McGroarty	J. W. Smith
Batcheller	Foote	McQueen	Snyder
Beecher	Goss	Melvin	C. S. Spencer
Bennett	Gregory	W. Miller	Stacy
Berri	Gurnee	Murray	Stephens
Bordwell	Hardy	Oakley	Taylor
Bostwick	Hazelton	Petty	Thorp
Braman	Herrick	Philpot	Townsend
Brewer	Hiller	G. Pope	Vedder
Brown	Hoag	Prince	West
Cauldwell	Holden	Quinn	Whalen
Chadwick	Houghton	Ryan	Wight
Clark	Jones	Sanford	Winfield
Comstock	Kirk	Scherman	C. B. Wood
Coughlin	Kshinka	Schifferdecker	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the act entitled 'An act in relation to the fees of the sheriff of the city and county of New York, and to the fees of referees in sales in partition cases,' passed May 4, 1869, was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 15 }

Those who voted in the affirmative, were

Alberger	Comstock	Holden	Phillips
Alvord	Coughlin	Houghton	Philpot
Badger	Daly	Johnson	G. Pope
Barrow	Davis	Jones	Prince
Bassett	Deane	Kshinka	Sanford
Batcheller	Denniston	Lawrence	Scherman

Beecher	Dickson	Leake	Schifferdecker
Biglin	Eastman	Lincoln	Sherwood
Blumenthal	Ely	Lookwood	H. Smith
Bordwell	Fish	Lynde	Snyder
Bostwick	Foote	Mackin	Speaker
Brewer	Gregory	Manley	Sunderlin
Brown	Griffin	McAfee	Taylor
Burritt	Hammond	McQueen	Townsend
Carpenter	Hanrahan	E. Miller	Waehner
Cauldwell	Hardy	W. Miller	Whalen
Chadwick	Hazelton	Morey	Witbeck
Clark	Hiller	Parry	Wight
Cleary			

Those who voted in the negative, were

Abeel	Donahue	Kirk	Oakley
Beebe	Hayes	McGroarty	Ryan
Bennett	Healey	Melvin	Thorp
Berri	Hoag	Murray	

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The hour of 12 o'clock having arrived, Mr. Speaker announced that, pursuant to a joint resolution, the two Houses of the Legislature would meet in joint convention for the purpose of electing a Superintendent of Public Instruction in place of Abram B. Weaver.

On motion of Mr. W. Miller,

Resolved, That a committee of two be appointed to inform the honorable the Senate that the Assembly is ready to meet that body in joint convention for the purpose of electing a Superintendent of Public Instruction.

Mr. Speaker appointed as such committee Messrs. W. Miller and Cauldwell.

Mr. W. Miller, from the committee appointed to wait upon the Senate, reported that they had performed that duty.

Whereupon, the Senate appeared in the Assembly Chamber, and the President of the Senate took the chair and announced that the Senate and Assembly were in joint convention for the purpose of electing a Superintendent of Public Instruction in place of Abram B. Weaver.

On motion, Messrs. Robertson and Batcheller were appointed as tellers.

The two Houses then proceeded in joint convention to the election of a Superintendent of Public Instruction.

The tellers reported the whole number of votes cast, 139; of which Neil Gilmour received 87, Abram B. Weaver received 51, and one ballot containing four others, which they rejected.

The President thereupon declared that Neil Gilmour, having received a majority of the votes cast, was duly elected State Superintendent of Public Instruction for the term of three years from this date.

The members of the Senate having retired, Mr. Speaker announced that the Senate and Assembly having been in joint convention, Neil Gilmour was declared by the President of the Senate, as president of said convention, duly elected as Superintendent of Public Instruction for the term of three years from this date.

By unanimous consent, Mr. Brewer offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 582, G. O 623, entitled "An act to confirm the official acts of P. H. Wellman, a justice of the peace of the town of Harmony, in Chautauqua county," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present, voting in favor thereof.

Mr. Brewer moved that said bill now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Hiller	Sanford
Alberger	Cleary	Holden	Scherman
Alvord	Coffey	Houghton	Schifferdecker
Badger	Colahan	Hussey	Sherwood
Barrow	Comstock	Kirk	Simon
Bassett	Coughlin	Leake	Sloan
Batcheller	Daly	Lincoln	H. Smith
Beebe	Davis	Lynde	C. S. Spencer
Beecher	Denniston	Manley	G. W. Spencer
Bennett	Dickson	McAfee	Stacy
Berri	Eastman	McGroarty	Sunderlin
Biglin	Farrar	McQueen	Taylor
Blumenthal	Fish	Melvin	Tewksbury
Bordwell	Foots	E. Miller	Townsend
Bostwick	Goss	Morey	Vedder
Braman	Gregory	Oakley	Weed
Brewer	Griffin	Parry	West
Brown	Hanrahan	Petty	Whalen
Burritt	Hardy	Philpot	Witbeck
Cauldwell	Hazelton	G. Pope	Wight
Chadwick	Healey	Prince	Winfield

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the city of Newburgh,' passed April 22, 1865, and the several acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, three-fifths of all the members elected to the Assembly not being present.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Hussey	Parry	Stephens
Alberger	Jones	Petty	Sullivan
Alvord	Kirk	Philpot	Sunderlin
Badger	Lincoln	G. Pope	Tewksbury
Barrow	Lockwood	Prince	Thorp
Bassett	Lynde	Quinn	Townsend
Batcheller	Mackin	Scherman	Vedder
Beecher	Manley	Schifferdecker	Waehner
Bennett	McAfee	Shattuck	Wagstaff
Berri	McGroarty	Stephens	West
Chadwick	Melvin	Sloan	Whalen
Clark	E. Miller	H. Smith	Witbeck
Daly	W. Miller	J. W. Smith	Wight
Deane	Morey	Snyder	Winfield
Gregory	Murray	Speaker	C. B. Wood
Griffin	Nice	C. S. Spencer	P. Woods
Holden	Oakley	G. W. Spencer	Worth
Houghton	O'Callaghan	Stacy	

Mr. Denniston moved to reconsider the vote just taken.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Jones	Sanford
Alberger	Colahan	Knapp	Shattuck
Allen	Comstock	Kshinka	Sherwood
Alvord	Deane	Landfield	Sloan
Badger	Denniston	Leake	Snyder
Barrow	Dickson	Lincoln	Speaker
Bassett	Eastman	Lockwood	C. S. Speneer
Batcheller	Farrar	Lynde	G. W. Spencer
Beecher	Foote	Manley	Stover
Bennett	Gregory	McAfee	Sunderlin
Berri	Gurnee	McQueen	Thorp
Biglin	Hammond	W. Miller	Townsend
Bordwell	Hanrahan	Morey	Waehner
Bostwick	Hardy	Nice	Weed
Braman	Hayes	Parry	Whalen
Brown	Healey	Petty	Wight
Bulkley	Hoag	Philpot	Winfield
Burritt	Holden	G. Pope	C. B. Wood
Chadwick	Houghton	S. G. Pope	Worth
Clark	Hussey	Prince	

Said bill being then announced for a third reading,

On motion of Mr. Denniston, and by unanimous consent, said bill was amended as follows :

"§ 4. Subdivision 5 of section 2 of title 10 of an act entitled "An act to incorporate the city of Newburgh," passed April 22, 1865, is hereby amended so as to read as follows :

"The commissioners shall determine the amounts of water rent to be paid for water used in the erection of new buildings and by hotels, factories, stables, breweries, mills, foundries and other buildings, establishments and trades which consume extra quantities of water, which amounts shall be paid to the water commissioners on demand by the owner or occupant of the property upon which such water shall be consumed, and all moneys so received shall be paid over to the city treasurer. In default of payment on demand, one per cent shall be added for each and every period of thirty days which shall expire after such demand until the amount is paid ; and the water rents thus determined by the water commissioners, together with the said one per cent for each thirty days after demand, shall constitute a lien on the property upon which such water shall be used, to be collected by sale of such property, in the same manner as provided hereinbefore for the collection of taxes and assessments for city purposes ; and the said water commissioners may also have and maintain an action for the recovery thereof against the owner or occupant of such property."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were .

Abeel	Chadwick	Jones	Scherman
Alberger	Clark	Kirk	Sherwood
Allen	Coffey	Kshinka	Simon
Alvord	Comstock	Leake	Sloan
Badger	Daly	Lincoln	H. Smith
Barrow	Deane	Lockwood	J. W. Smith
Bassett	Denniston	Lynde	Snyder
Batcheller	Dickson	Manley	Speaker
Beecher	Eastman	McAfee	C. S. Spencer
Bennett	Ely	McQueen	Stacy
Berri	Farrar	Melvin	Stephens
Biglin	Fish	Morey	Stover
Blumenthal	Foote	Murray	Sullivan
Bordwell	Goss	Oakley	Sunderlin
Bostwick	Gurnee	Parry	Thorp
Braman	Hardy	Philpot	Vedder
Brewer	Hazelton	S. G. Pope	Waehner
Brown	Hoag	Prince	West
Burritt	Holden	Ryan	Wight
Carpenter	Hussey	Sanford	Winfield
Cauldwell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act for the incorporation of villages,' passed April 20, 1870," being announced for a third reading,

On motion of Mr. Weed, and by unanimous consent, said bill was amended as follows:

"§ 2. Section 3 of title 2 of the act entitled "An act for the incorporation of villages," passed April 20, 1870, is hereby amended so as to read as follows:

"§ 3. The president, treasurer, collector and one-half of the trustees, if an even number, shall be elected annually by the electors of the village, and if an odd number, the smallest majority of them shall be so elected at one annual election, and the largest minority of them shall be so elected at the next annual election. At the annual election in the year 1875, the ballots shall designate which of the trustees therein named shall hold office for one year and which for two years. The clerk and street commissioners shall be appointed annually by the board of trustees.

"§ 3. Section 5 of title 2 of said act is hereby amended so as to read as follows:

"§ 5. All officers elected or appointed under this act shall hold their respective offices one year, except the trustees elected for two years, who shall hold their offices for two years; and the said offices shall so hold for the respective terms aforesaid, unless sooner removed or disqualified and until their successors shall be elected or appointed and qualified."

Said bill, as amended, was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Coughlin	Knapp	Scherman
Allen	Daly	Landfield	Schifferdecker
Alvord	Deane	Lawrence	Sherwood
Badger	Denniston	Leake	Simon
Barrow	Dickson	Lincoln	Sloan
Bassett	Eastman	Lynde	H. Smith
Beecher	Ely	Mackin	J. W. Smith
Bennett	Farrar	Manley	Snyder
Berri	Fish	McAfee	Speaker
Biglin	Foote	McGroarty	C. S. Spencer
Bordwell	Gregory	McQueen	Stover
Bostwick	Griffin	E. Miller	Sunderlin
Braman	Hammond	W. Miller	Taylor
Brewer	Hardy	Morey	Tewksbury
Brown	Hayes	Oakley	Townsend
Burritt	Hazelton	Parry	Vedder

Carpenter	Healey	Petty	Weed
Cauldwell	Hiller	Phillips	West
Chadwick	Hoag	Philpot	Whalen
Clark	Holden	G. Pope	Wight
Cleary	Houghton	Quinn	C. B. Wood
Colahan	Jones	Sanford	Worth
Comstock			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Utica and Fair Ground Railroad Company." was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Hussey	Scherman
Alberger	Colahan	Johnson	Schifferdecker
Alvord	Comstock	Leake	Sherwood
Badger	Coughlin	Lincoln	Simon
Barrow	Daly	Lockwood	Sloan
Bassett	Davis	Mackin	H. Smith
Batcheller	Denniston	Manley	Snyder
Beebe	Dickson	McAfee	C. S. Spencer
Beecher	Eastman	McGroarty	Stacy
Bennett	Farrar	McQueen	Sullivan
Berri	Fish	Melvin	Sunderlin
Biglin	Foote	E. Miller	Taylor
Bordwell	Goss	W. Miller	Thorp
Bostwick	Gregory	Morey	Vedder
Braman	Griffin	Murray	Weed
Brewer	Hanrahan	Oakley	West
Brown	Hardy	Parry	Whalen
Bulkley	Hazelton	Petty	Witbeck
Burritt	Hiller	Philpot	Wight
Cauldwell	Hoag	G. Pope	C. B. Wood
Chadwick	Holden	Prince	Worth
Clark	Houghton	Sanford	

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in reference to the cemetery in the village of Herkimer," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Holden	Sanford
Alberger	Clark	Houghton	Scherman
Alvord	Cleary	Hussey	Schifferdecker
Badger	Colahan	Johnson	Sherwood
Barrow	Comstock	Jones	Simon
Bassett	Coughlin	Leake	Sloan
Batcheller	Daly	Lincoln	H. Smith
Beecher	Davis	Lockwood	Snyder
Bennett	Denniston	Lynde	C. S. Spencer
Berri	Dickson	Manley	Stacy
Biglin	Eastman	McAfee	Sunderlin
Blessing	Farrar	McGroarty	Taylor
Bordwell	Fish	McQueen	Tewksbury
Bostwick	Foote	Melvin	Thorp
Braman	Goss	E. Miller	Townsend
Brewer	Gregory	W. Miller	Weed
Brown	Griffin	Morey	West
Bulkley	Hanrahan	Oakley	Whalen
Burritt	Hardy	Parry	Wight
Carpenter	Hiller	Philpot	Worth
Cauldwell	Hoag	G. Pope	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the application of highway assessments of corporations in the town of Glenville, Schenectady county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Johnson	Sanford
Alberger	Comstock	Jones	Scherman
Alvord	Coughlin	Leake	Sherwood
Badger	Daly	Lincoln	Simon
Barrow	Davis	Lynde	Sloan
Bassett	Denniston	Mackin	H. Smith
Batcheller	Dickson	Manley	Snyder
Beecher	Eastman	McAfee	C. S. Spencer
Bennett	Farrar	McGroarty	Stacy
Berri	Fish	McQueen	Stover
Biglin	Foote	Melvin	Taylor
Bordwell	Goss	E. Miller	Tewksbury
Braman	Gregory	W. Miller	Thorp
Brewer	Griffin	Morey	Townsend

Brown	Hanrahan	Oakley	Vedder
Bulkley	Hardy	Parry	Weed
Burritt	Hazelton	Petty	West
Carpenter	Hiller	Philpot	Whalen
Cauldwell	Hoag	G. Pope	Wight
Chadwick	Holden	Prince	Worth
Clark	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the liquidation, funding and payment of the debts of the town of Newtown, in Queens county, as apportioned between Long Island City and the town of Newtown," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Alberger	Clark	Houghton	Prince
Alvord	Colahan	Hussey	Sanford
Badger	Comstock	Johnson	Scherman
Barrow	Coughlin	Jones	Schifferdecker
Bassett	Daly	Landfield	Sherwood
Batcheller	Davis	Leake	Simon
Beebe	Deane	Lincoln	Sloan
Beecher	Denniston	Lynde	H. Smith.
Bennett	Dickson	Mackin	Snyder
Berri	Eastman	Manley	C. S. Spencer
Biglin	Ely	McGroarty	G. W. Spencer
Bordwell	Farrar	McQueen	Sunderlin
Bostwick	Fish	Melvin	Taylor
Braman	Foote	E. Miller	Tewksbury
Brewer	Gregory	W. Miller	Thorp
Brown	Griffin	Morey	Townsend
Bulkley	Hanrahan	Oakley	Weed
Burritt	Hardy	Parry	West
Carpenter	Hazelton	Petty	Whalen
Cauldwell	Hoag	Philpot	Witbeck
Chadwick	Holden	G. Pope	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of persons assessed for the building of a main sewer in Third avenue, in the city of Brooklyn, and the lateral drains and sewers connected therewith," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abeel	Clark	Hazelton	Petty
Alberger	Coffey	Hiller	Philpot
Alvord	Colahan	Hoag	G. Pope
Badger	Comstock	Holden	Prince
Barrow	Coughlin	Houghton	Sanford
Bassett	Daly	Johnson	Scherman
Batcheller	Davis	Jones	Sherwood
Beebe	Deane	Kshinka	Simon
Beecher	Denniston	Leake	Sloan
Bennett	Dickson	Lincoln	J. W. Smith
Biglin	Eastman	Lynde	C. S. Spencer
Bordwell	Ely	Mackin	Stacy
Braman	Farrar	Manley	Stephens
Brewer	Fish	McAfee	Sunderlin
Brown	Foote	McQueen	West
Bulkley	Goss	E. Miller	Whalen
Burritt	Gregory	W. Miller	Witbeck
Carpenter	Griffin	Morey	C. B. Wood
Cauldwell	Hanrahan	Oakley	Worth
Chadwick	Hardy	Parry	

For the negative,

Berri

Ordered, That the Clerk deliver said bill to the Senate, and request concurrence therein.

Mr. Vedder presented the report of the committee on privileges and elections in the matter of contest between Jacob Messer, of the Eighth Assembly district, for the seat in the Assembly occupied by George Scherman; which was laid upon the table and ordered printed.

Messrs. Colahan and Blumenthal dissented from said report.

(See Doc. No. 119.)

The bill entitled "An act to punish persons personating members of the police department of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Coffey	Houghton	Philpot
Alberger	Comstock	Hussey	G. Pope
Alvord	Coughlin	Jones	Prince
Badger	Davis	Kshinka	Scherman
Barrow	Deane	Landfield	Sherwood
Bassett	Denniston	Lincoln	Simon

Beebe	Donahue	Lockwood	H. Smith
Beecher	Eastman	Lynde	J. W. Smith
Bennett	Ely	Manley	C. S. Spencer
Berri	Farrar	McAfee	G. W. Spencer
Biglin	Fish	McGroarty	Stacy
Blumenthal	Foote	McQueen	Sunderlin
Braman	Goss	Melvin	Taylor
Brewer	Gregory	E. Miller	Tewksbury
Bulkley	Griffin	W. Miller	Thorp
Burritt	Hanrahan	Morey	Townsend
Carpenter	Hardy	Oakley	West
Cauldwell	Hazelton	Parry	Whalen
Chadwick	Hoag	Patten	Worth
Clark	Holden	Phillips	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to facilitate the removal of the remains of bodies interred in ancient and disused burial plots, in the town of Springwater, county of Livingston, and town of Canadice, in the county of Ontario," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Houghton	Prince
Alberger	Clark	Johnson	Sanford
Alvord	Colahan	Jones	Scherman
Badger	Comstock	Landfield	Sherwood
Barrow	Coughlin	Leake	Simon
Bassett	Davis	Lincoln	Sloan
Batcheller	Denniston	Lockwood	H. Smith
Beebe	Dickson	Lynde	J. W. Smith
Beecher	Eastman	Manley	C. S. Spencer
Bennett	Farrar	McAfee	Stacy
Berri	Fish	McGroarty	Sullivan
Biglin	Foote	McQueen	Taylor
Bordwell	Goss	Melvin	Tewksbury
Bostwick	Gregory	E. Miller	Townsend
Braman	Griffin	W. Miller	Vedder
Brewer	Hanrahan	Morey	Weed
Brown	Hardy	Oakley	West
Bulkley	Hazelton	Parry	Whalen
Burritt	Hiller	Petty	Wight
Carpenter	Hoag	Philpot	Worth
Cauldwell	Holden	G. Pope	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the trustees of school district No. 35 of the town of Owego, Tioga county, New York, to acquire title to, and hold certain lands for cemetery purposes, add thereto by purchase, and have the care, supervision and management thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Cauldwell	Hussey	Scherman
Alberger	Chadwick	Johnson	Sherwood
Alvord	Clark	Landfield	Simon
Badger	Comstock	Lincoln	Sloan
Barrow	Coughlin	Lockwood	H. Smith
Bassett	Deane	Lynde	J. W. Smith
Batcheller	Dickson	Manley	C. S. Spencer
Beebe	Eastman	McAfee	Stacy
Beecher	Ely	McGroarty	Sullivan
Bennett	Farrar	Melvin	Sunderlin
Berri	Fish	E. Miller	Taylor
Biglin	Foote	Morey	Tewksbury
Bordwell	Gregory	Murray	Townsend
Bostwick	Griffin	Oakley	Vedder
Braman	Hanrahan	Parry	West
Brewer	Hardy	Petty	Whalen
Brown	Hazelton	Philpot	Winfield
Bulkley	Hiller	G. Pope	P. Woods
Burritt	Holden	Sanford	Worth
Carpenter	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish,' passed April 26, 1871," being announced for a third reading,

On motion of Mr. Petty, and by unanimous consent, said bill was amended as follows:

Thirty-first line, engrossed bill, strike out the word "ten," and insert the word "fifteen."

Thirty-fifth line, after the word "waters," insert the word "ponds." Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

Abel	Comstock	Hussey	Petty
Alberger	Coughlin	Jones	Phillips
Alverd	Deane	Kirk	Philpot
Badger	Denniston	Kshinka	Prince
Bassett	Dickson	Landfield	Ryan
Beebe	Donahue	Lawrence	Scherman
Beecher	Eastman	Leake	Schifferdecker
Bennett	Ely	Lincoln	Sherwood
Berri	Farrar	Lockwood	Simon
Biglin	Fish	Lynde	Sloan
Bordwell	Foote	Mackin	H. Smith
Braman	Goss	McAfee	C. S. Spencer
Brewer	Gregory	McGroarty	Stacy
Brown	Griffin	McQueen	Sunderlin
Bulkley	Hanrahan	Melvin	Taylor
Burritt	Hardy	E. Miller	West
Carpenter	Hazelton	Morey	Whalen
Cauldwell	Hiller	Nice	Witbeck
Chadwick	Hoag	Oakley	Wight
Clark	Holden	Parry	Worth
Colahan	Houghton		

Those who voted in the negative, were

G. Pope C. B. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in regard to serving citations upon minors and special guardians," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 3 }

Those who voted in the affirmative, were

Abel	Comstock	Holden	Ryan
Alberger	Coughlin	Johnson	Sanford
Badger	Deane	Kshinka	Scherman
Bassett	Denniston	Landfield	Schifferdecker
Beebe	Dickson	Lockwood	Sherwood
Beecher	Donahue	Lynde	Simon
Bennett	Eastman	McGroarty	Sloan
Biglin	Ely	Melvin	C. S. Spencer
Bostwick	Farrar	E. Miller	G. W. Spencer
Braman	Fish	Morey	Stacy
Brewer	Foote	Murray	Sunderlin
Brown	Goss	Nice	Taylor
Bulkley	Gregory	Oakley	Tewksbury

Burritt	Hanrahan	Parry	Thorp
Carpenter	Hardy	Petty	Whalen
Cauldwell	Hayes	Phillips	Witbeck
Clark	Hazelton	G. Pope	Winfield
Cleary	Hiller	Prince	Worth
Coffey	Hoag		

Those who voted in the negative, were

Alvord	Griffin	J. W. Smith
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of supervisors of the county of Putnam to issue bonds to pay its indebtedness to the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Chadwick	Hussey	Sanford
Alberger	Colahan	Johnson	Scherman
Alvord	Comstock	Jones	Schifferdecker
Badger	Coughlin	Landfield	Sherwood
Barrow	Daly	Lynde	H. Smith
Bassett	Deane	Mackin	J. W. Smith
Batcheller	Denniston	McAfee	Stacy
Beebe	Dickson	McQueen	Sullivan
Beecher	Eastman	Melvin	Sunderlin
Bennett	Farrar	E. Miller	Taylor
Berri	Fish	W. Miller	Tewksbury
Biglin	Foote	Morey	Thorp
Blumenthal	Goss	Nice	Townsend
Bordwell	Gregory	Oakley	Vedder
Bestwick	Hanrahan	Parry	Waehner
Brewer	Hardy	Phillips	Whalen
Brown	Hazelton	Philpot	Wight
Bulkley	Hoag	G. Pope	Winfield
Burritt	Holden	Prince	C. B. Wood
Carpenter	Houghton	Quinn	Worth
Cauldwell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to change the name of the Rochester Athenæum, incorporated under and by an act entitled 'An act to incorporate the Rochester Athenæum,' passed February 12, 1830," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill; and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Leake	Schifferdecker
Alberger	Comstock	Lincoln	Sherwood
Alvord	Coughlin	Lockwood	Simon
Badger	Deane	Lynde	Sloan
Barrow	Denniston	Manley	H. Smith
Bassett	Dickson	McAfee	J. W. Smith
Batcheller	Eastman	McGroarty	C. S. Spencer
Beecher	Farrar	McQueen	Stacy
Bennett	Fish	Melvin	Sullivan
Berri	Foot	E. Miller	Sunderlin
Biglin	Goss	W. Miller	Taylor
Blumenthal	Gregory	Morey	Tewksbury
Bostwick	Hanrahan	Murray	Thorp
Braman	Hardy	Oakley	Townsend
Brewer	Hazelton	Parry	Waehner
Brown	Hiller	Petty	Whalen
Bulkley	Hoag	Phillips	Witbeck
Burritt	Holden	Philpot	Wight
Carpenter	Hussey	Prince	Winfield
Cauldwell	Johnson	Sanford	Worth
Chadwick	Landfield	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to school commissioners' districts and school commissioners in the county of Cayuga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Hussey	Prince
Alberger	Coffey	Johnson	Sanford
Alvord	Comstock	Jones	Scherman
Badger	Coughlin	Landfield	Schifferdecker
Barrow	Davis	Leake	Sherwood
Bassett	Deane	Lincoln	Simon
Batcheller	Denniston	Lynde	H. Smith
Beebe	Dickson	Mackin	J. W. Smith
Beecher	Eastman	McAfee	C. S. Spencer
Bennett	Farrar	McGroarty	Stacy
Berri	Fish	McQueen	Sunderlin

Blessing	Foots	Melvin	Taylor
Blumenthal	Goss	E. Miller	Tewksbury
Bostwick	Griffin	W. Miller	Thorp
Braman	Hanrahan	Morey	Townsend
Brewer	Hardy	Nice	Waehner
Brown	Hazelton	Oakley	Whalen
Burritt	Hiller	Parry	Wight
Cauldwell	Hoag	Petty	Winfield
Chadwick	Holden	Philpot	Worth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend and supplementary to chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of White-stone, in Queens county,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Colahan	Johnson	Schifferdecker
Alberger	Comstock	Kshinka	Sherwood
Alvord	Coughlin	Lincoln	Simon
Badger	Deane	Lockwood	Sloan
Barrow	Denniston	Lynde	H. Smith
Bassett	Dickson	Manley	J. W. Smith
Beebe	Eastman	McAfee	Stacy
Beecher	Farrar	McGroarty	Sunderlin
Bennett	Fish	McQueen	Taylor
Berri	Foots	Melvin	Tewksbury
Biglin	Goss	E. Miller	Thorp
Bostwick	Gregory	W. Miller	Townsend
Braman	Griffin	Nice	Waehner
Brewer	Hanrahan	Oakley	West
Brown	Hardy	Parry	Whalen
Burritt	Hazelton	Petty	Wight
Carpenter	Hiller	Philpot	Winfield
Cauldwell	Hoag	Sanford	C. B. Wood
Chadwick	Holden	Scherman	Worth
Clark	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend 'An act to authorize the trustees of the village of Flushing to issue bonds and raise money for the purchase of a steam fire engine, and for the mapping and establishment of lines and grades for the streets and public places in said village,' passed April 18, 1872," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Houghton	Soherman
Alberger	Comstock	Hussey	Schifferdecker
Alvord	Coughlin	Johnson	Sherwood
Badger	Davis	Jones	Simon
Barrow	Denniston	Kshinka	Sloan
Bassett	Dickson	Lincoln	H. Smith
Batcheller	Eastman	Lynde	J. W. Smith
Beebe	Ely	Mackin	Snyder
Beecher	Farrar	McAfee	C. S. Spencer
Bennett	Fish	Melvin	Stacy
Berri	Foote	E. Miller	Taylor
Biglin	Goss	W. Miller	Tewksbury
Bordwell	Gregory	Morey	Thorp
Bostwick	Griffin	Nice	Townsend
Braman	Hanrahan	Oakley	Waehner
Brewer	Hardy	Parry	West
Brown	Hazelton	Petty	Whalen
Bulkley	Hiller	G. Pope	Witbeck
Burritt	Hoag	Prince	Wight
Carpenter	Holden	Sanford	Worth
Cauldwell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 320 of the Laws of 1860, entitled 'An act to incorporate the Schoharie Valley Stock Growers' Association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Kirk	Ryan
Alberger	Coughlin	Kshinka	Sanford
Alvord	Deane	Lincoln	Soherman
Badger	Denniston	Lockwood	Schifferdecker
Barrow	Dickson	Lynde	Sherwood
Bassett	Donahue	McAfee	Simon
Batcheller	Eastman	McGroarty	Sloan
Beebe	Ely	McQueen	H. Smith
Beecher	Farrar	Melvin	J. W. Smith
Bennett	Fish	E. Miller	C. S. Spencer
Biglin	Foote	W. Miller	Stacy

Bordwell	Goss	Morey	Sunderlin
Bostwick	Gregory	Murray	Taylor
Braman	Griffin	Nice	Tewksbury
Brewer	Hanrahan	Oakley	Thorp
Brown	Hardy	Parry	Townsend
Burritt	Hazelton	Petty	Vedder
Carpenter	Holden	Philpot	Waehner
Cauldwell	Houghton	G. Pope	Whalen
Clark	Johnson	Prince	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the removal of certain old burial grounds in the village of Amsterdam, Montgomery county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Johnson	Scherman
Alberger	Comstock	Kshinka	Schifferdecker
Alvord	Coughlin	Lincoln	Sherwood
Badger	Deane	Lynde	Simon
Barrow	Denniston	McAfee	Sloan
Bassett	Dickson	McGroarty	J. W. Smith
Beebe	Eastman	Melvin	C. S. Spencer
Beecher	Farrar	E. Miller	Stacy
Bennett	Fish	Morey	Sunderlin
Berri	Foote	Murray	Taylor
Biglin	Goss	Nice	Tewksbury
Bordwell	Gregory	Oakley	Thorp
Bostwick	Griffin	Parry	Townsend
Braman	Hanrahan	Petty	West
Brewer	Hardy	Phillips	Whalen
Brown	Hazelton	Philpot	Wight
Bulkley	Hiller	Prince	Winfield
Burritt	Hoag	Ryan	C. B. Wood
Cauldwell	Holden	Santora	Worth
Chadwick	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the several acts incorporating the village of Oswego Falls," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Hussey	Sanford
Alberger	Comstock	Johnson	Scherman
Alvord	Coughlin	Jones	Schifferdecker
Badger	Davis	Lincoln	Sherwood
Barrow	Denniston	Lynde	Simon
Bassett	Dickson	Manley	H. Smith
Beebe	Eastman	McAfee	J. W. Smith
Beecher	Farrar	McGroarty	C. S. Spencer
Bennett	Fish	McQueen	Stacy
Berri	Foots	Melvin	Sunderlin
Biglin	Goss	E. Miller	Taylor
Bordwell	Gregory	W. Miller	Tewksbury
Bostwick	Griffin	Morey	Townsend
Braman	Gurnee	Nice	Vedder
Brewer	Hanrahan	Oakley	West
Brown	Hardy	Parry	Whalen
Bulkley	Hazelton	Petty	Wight
Burritt	Hoag	Philpot	C. B. Wood
Carpenter	Holden	Ryan	Worth
Cauldwell	Houghton		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the closing of certain public offices," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 59 }
{ NOES 24 }

Those who voted in the affirmative, were

Abeel	Davis	Manley	Simon
Alberger	Deane	McGroarty	Sloan
Bassett	Denniston	Melvin	J. W. Smith
Beebe	Eastman	E. Miller	C. S. Spencer
Beecher	Foots	W. Miller	G. W. Spencer
Bennett	Hanrahan	Morey	Stacy
Berri	Hiller	Nice	Sunderlin
Biglin	Hoag	Oakley	Taylor
Bordwell	Holden	O'Callaghan	Vedder
Bostwick	Johnson	Petty	West
Braman	Jones	Philpot	Witbeck
Colahan	Kirk	G. Pope	Wight
Comstock	Kshinka	Prince	C. B. Wood
Coughlin	Lockwood	Ryan	Worth
Daly	Lynde	Schifferdecker	

Those who voted in the negative, were

Alverð	Carpenter	Hardy	H. Smith
Badger	Clark	Hazelton	Tewksbury
Barrow	Cleary	Parry	Thorp
Brewer	Fish	Phillips	Waehner
Brown	Griffin	Sanford	Whalen
Bulkley	Gurnee	Sherwood	Winfield

Mr. C. S. Spencer moved to reconsider the vote by which said bill was lost, and that that motion lay upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By unanimous consent, Mr. Beebe introduced a bill entitled "An act to release the interest of the people of the State of New York in and to certain land situate in the county of Queens to Alexander B. C. Cranston, and confirming certain conveyances made by him," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Beebe, and by unanimous consent, said bill was ordered to a third reading.

By unanimous consent, Mr. Kshinka introduced a bill entitled "An act to consolidate the Albany City Dispensary with the Albany City Homœopathic Hospital," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

By unanimous consent, Mr. Alberger introduced a bill entitled "An act to extend the jurisdiction of justices of the peace in and for the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to amend an act entitled 'An act to provide for the construction of a swing bridge over city ship canal, in the city of Buffalo,' passed May 2, 1871," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent, Mr. Bostwick introduced a bill entitled "An act to amend an act entitled 'An act to revise and consolidate the laws in relation to the village of Ithaca, in the county of Tompkins,' passed April 21, 1864," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Bostwick, and by unanimous consent, said bill was ordered to a third reading.

By unanimous consent, Mr. Carpenter introduced a bill entitled "An act to authorize the construction of a railroad in and through certain streets and avenues in the counties of Madison and Oneida," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Daly introduced a bill entitled, "An act to amend an act for the better security of mechanics and others, erecting buildings in any county in the State of New York, chapter 558, passed May 4, 1869," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

By unanimous consent, Mr. E. Miller introduced a bill entitled "An

act to extend the time for the collection of taxes in the city of Elmira," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. E. Miller, and by unanimous consent, said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Comstock	Lockwood	Scherman
Alberger	Coughlin	Lynde	Schifferdecker
Allen	Davis	Mackin	Shattuck
Alvord	Denniston	Manley	Sherwood
Badger	Dickson	McAfee	Sloan
Barrow	Eastman	McGroarty	H. Smith
Bassett	Farrar	McQueen	J. W. Smith
Batcheller	Fish	Melvin	Speaker
Beecher	Goss	E. Miller	C. S. Spencer
Bennett	Gregory	W. Miller	Sullivan
Berri	Gurnee	Murray	Sunderlin
Bordwell	Hardy	Nice	Thorp
Bostwick	Hazelton	Parry	Townsend
Braman	Hiller	Patten	Vedder
Brown	Holden	Petty	Weed
Bulkley	Hussey	Philpot	West
Burritt	Johnson	G. Pope	Witbeck
Carpenter	Jones	S. G. Pope	Wight
Chadwick	Kshinka	Prince	Winfield
Cleary	Lincoln	Quinn	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. Comstock introduced a bill entitled "An act to authorize the Royalton Mountain Ridge Cemetery Association to purchase and convey certain lands in the town of Royalton, Niagara county," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Comstock, said bill was ordered to a third reading.

By unanimous consent, Mr. Bulkley introduced a bill entitled "An act to extend the tracks of certain railroads, and authorizing the construction of rail tracks on Fourteenth street, Irving place, Lexington avenue and Sixtieth street to the Central Park, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

By unanimous consent, Mr. Barrow introduced a bill entitled "An act to amend an act entitled 'An act to condense and amend the several acts incorporating or relating to the village of Skaneateles,' passed April 16, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

By unanimous consent, Mr. Alvord introduced a bill entitled "An act in relation to newspapers and periodicals," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Prince introduced a bill entitled "An act to abolish arrests in civil actions," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to abolish supplementary proceedings," which was read the first time, and by unanimous consent was also read the second time and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to abolish oaths in pleadings and proceedings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to allow the review on appeal of all orders in civil actions," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to abolish the liens of judgments," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to abolish security on appeal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Weed introduced a bill entitled "An act to amend the Code of Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, Mr. Blumenthal introduced a bill entitled "An act to define the powers and duties conferred upon the department of public parks of the city of New York by chapter 335 of the Laws of 1873," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent, Mr. Eastman presented a petition in favor of compulsory education; which was read and referred to the committee of the whole.

By unanimous consent, Mr. Berri presented a petition of citizens of Brooklyn, against Montague Street Railroad; which was read and referred to the committee on railroads.

By unanimous consent, Mr. Melvin presented a petition against laying out a public square at Flatbush avenue and Nevins street, Brooklyn; which was read and referred to the committee on affairs of cities.

By unanimous consent, Messrs. Berri and McGroarty, presented remonstrances against the paving of Bridge street; which were read and referred to the committee of the whole.

By unanimous consent, Mr. Taylor presented a petition of 350 tax payers of Monroe county, asking for an amendment to section 10 of Assembly bill No. 546; which was read and referred to the committee of the whole.

By unanimous consent, Mr. Whalen presented a petition of 199 councilors and Indians of Allegany and Cattaraugus Reservation, in reference to sale of timber on Indian lands; which was read and referred to the committee on Indian affairs.

By unanimous consent, Mr. Hazelton presented a petition asking that the citizens along Cayuga lake may be exempt from fish laws; which was read and referred to the committee on internal affairs.

By unanimous consent, Mr. Weed presented a petition of citizens of Plattsburg, for the repeal of the recorders' act; which was read and referred to the committee on affairs of villages.

By unanimous consent, Mr. Farrar presented a petition of citizens of Columbia county to prevent the drinking of spirituous liquors on the premises where sold; which was read and referred to the committee on internal affairs.

By unanimous consent, Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill, printed No. 471, G. O. 507, entitled "An act in relation to the Ausable River Plank-road Company, and authorizing said company to lay rails upon its road," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abeel	Clark	Leake	Schifferdecker
Alberger	Comstock	Lincoln	Sherwood
Allen	Coughlin	Lockwood	Simon
Alvord	Deane	Lynde	H. Smith
Badger	Denniston	Mackin	J. W. Smith
Barrow	Dickson	Manley	Snyder
Bassett	Eastman	McAfee	Speaker
Batcheller	Ely	McQueen	C. S. Spencer
Beebe	Fish	Melvin	Stacy
Beecher	Foote	W. Miller	Stover
Bennett	Goss	Morey	Sunderlin
Berri	Gregory	Murray	Tewksbury
Biglin	Griffin	Oakley	Townsend
Bordwell	Hardy	Parry	Vedder
Bostwick	Healey	Phillips	West
Braman	Herrick	Philpot	Whalen
Brewer	Hiller	G. Pope	Wight
Bulkley	Holden	Prince	C. B. Wood
Burritt	Houghton	Ryan	P. Woods
Carpenter	Johnson	Sanford	Worth
Cauldwell	Kirk	Scherman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. McGroarty, Int. No. , entitled "An act to amend an act entitled 'An act relative to courts of civil and criminal jurisdiction in the city of Brooklyn,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince dissented from said report.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was recommended the bill introduced by Mr. Wagstaff, Int. No. 277, entitled "An act to compel persons using copartnership names to record the names of the individual members thereof, with their places of residence," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Hardy, Int. No. 788, entitled "An act to amend chapter 498 of the Laws of 1872, entitled 'An act for the protection of livery stable keepers and other persons keeping horses or mules at livery or pasture,'" reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Deane, Int. No. 1196, entitled "An act to legalize the official acts of James H. Stevens as notary public," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Wagstaff, Int. No. 1124, entitled "An act to create liens upon vessels," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Jones, Int. No. 1028, entitled "An act to release the estate, title and interest of the people of the State of New York in and to the real estate of which Daniel McRae, late of the town of Forestport, Oneida county, died seized to William Skillen," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Holden, Int. No. 1143, entitled "An act relating to the commitment of indigent and pauper insane persons to the State Homœopathic Asylum for the insane at Middletown," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act relating to the janitor of the police and district courts of the city of New York," and that the same be referred to the committee on affairs of cities.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent, Mr. Prince offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill entitled "An act in relation to the interpreter of the criminal courts in and for the city and county of New York," and that the same be referred to the committee on affairs of cities.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Dayton, Int. No. 145, entitled "An act to legalize the official acts of William R. Tanner as notary public," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Alvord offered for the consideration of the House a resolution, in the words following:

Resolved, That Wednesday evenings be also set apart for the consideration of general orders in their regular order, and that sessions be held on such evenings, commencing at half-past seven.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Beecher, Int. No. 1026, entitled "An act to amend 'An act to incorporate the village of New Berlin, in Chenango county,' passed April 28, 1870," reported in favor of the passage of the same, with amendments, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Hardy, Int. No. 1215, entitled "An act to amend an act entitled 'An act to amend the several acts incorporating the village of Weedsport, in the county of Cayuga,' reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Gurnee, Int. No. 1224, entitled "An act to enable the trustees of the village of Clyde, in the county of Wayne, to raise by tax the sum of seven thousand dollars and interest wherewith to pay the indebtedness existing against said village and the ordinary expenses thereof for the current year, and to amend an act entitled 'An act to incorporate the village of Clyde, in the county of Wayne,' passed May 2, 1835," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Goss offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of Assembly bill, Int. No. 1217, entitled "An act to incorporate the fire department of the village of Catskill," and that the same be referred to the committee on local and special laws.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was recommitted the bill introduced by Mr. Batcheller, Int. No. 743, entitled "An act to amend the charter of the village of Saratoga Springs, so as to provide for the appointment of a commissioner of public works for the village of Saratoga Springs, and abolishing the office of superintendent of the village and of water-works of said village," reported in favor of the passage of the same, with amendments which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Goss, from the committee on affairs of villages, to which was referred the Senate bill, Int. No. 73, entitled "An act to amend 'An act to revise, amend and consolidate the Laws in relation to the village of Norwich, in the county of Chenango,' passed March 23, 1857," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Prince, from the committee on the judiciary, to which was referred the bill introduced by Mr. Biglin, Int. No. 1142, entitled "An act in relation to the use of the telegraph for public purposes in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, Mr. Wagstaff introduced a bill entitled "An act authorizing the recording of a certain indenture between Thomas Mesnard and Simou Sehermerhorn of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, by unanimous consent, the bill entitled "An act to change the name and to amend the charter of the New York Orthopædic Dispensary," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

Also, by unanimous consent, the bill entitled "An act to incorporate the Financial Surety and Guaranty Association," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

On motion of Mr. Speaker, and by unanimous consent,

Resolved (if the Senate concur), That the board of commissioners of the department of docks of the city of New York, are hereby directed to cause to be made the necessary surveys, soundings and other examination of the water-front of all that part of Westchester county recently annexed to said city, from the easterly terminus of said water-front at the Bronx river, as already determined, and thence following the East river bank and the Harlem river, Spuyten Duyvil creek and Hudson river, to the northern terminus of said water-front on the Hudson river, as already determined, and to ascertain the capacities and requirements of said

water-front for adaptation to commercial uses, in like manner as the said board has already caused to be surveyed and examined the previously recorded water-front of said city.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker and Clerk submitted the following list of bills for reference to the sub-committee of the whole:

Assembly bill No. 301, G. O. 319, "An act to amend chapter 934 of the Laws of 1871, entitled 'An act in reference to apprentices and employers.'"

Senate bill No. 94, G. O. 405, "An act to amend an act passed April 18, 1859, entitled 'An act to extend the provisions of an act authorizing the imprisonment of persons convicted of certain crimes in the counties of Montgomery and Oneida in the Albany county penitentiary,' passed April 12, 1858, to all the counties in this State.'"

Assembly bill No. 429, G. O. 460, "An act to amend act chapter 276 of the Laws of 1864, entitled "An act in relation to the sale, use and disposition of butts, hogsheds, barrels, casks or kegs, used by the manufacturers of malt liquors.'"

Assembly bill No. 502, G. O. 542, "An act to authorize the inhabitants of the village of Willink to vote on the question of a change of name."

Assembly bill No. 584, G. O. 607, "An act for the better protection of life and limb of persons employed in mechanical pursuits."

Assembly bill No. 580, G. O. 621, "An act to authorize the boards of supervisors of the several counties of the State to employ stenographic reporters for the county courts and courts of sessions."

Assembly bill No. 587, G. O. 632, "An act to amend an act entitled 'An act to provide for the improvement of Park avenue, from Clinton avenue to Broadway, in the city of Brooklyn, and to repeal an act heretofore passed for the improvement of Park avenue, from Clinton avenue to Broadway, and from Hudson avenue to Bridge street, in the city of Brooklyn,' passed June 28, 1873."

Assembly bill No. 593, G. O. 638, "An act to amend an act entitled 'An act in relation to the location and erection of public buildings for the use of the city of Rochester,' passed April 12, 1872."

Assembly bill No. 599, G. O. 644, "An act to authorize the city of Rochester to extend its drainage and sewerage beyond the city limits."

Assembly bill No. 621, G. O. 675, "An act to provide security against extraordinary conflagrations, and for the creation of safety funds by fire insurance companies."

Assembly bill No. 624, G. O. 679, "An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie.'"

Senate bill No. 640, G. O. 701, "An act to authorize David MacGuire to erect a dock or wharf in the Hudson river, in the town of Garrison, adjoining his lands."

Assembly bill No. 64, G. O. 702, "An act authorizing Louis Hummel to build a dock in the waters of Jamaica Bay, in the town of Hempstead, Queens county."

Assembly bill No. 642, G. O. 703, "An act authorizing James McCarty and others to build docks and establish a ferry in the public waters in the town of Hempstead, county of Queens."

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